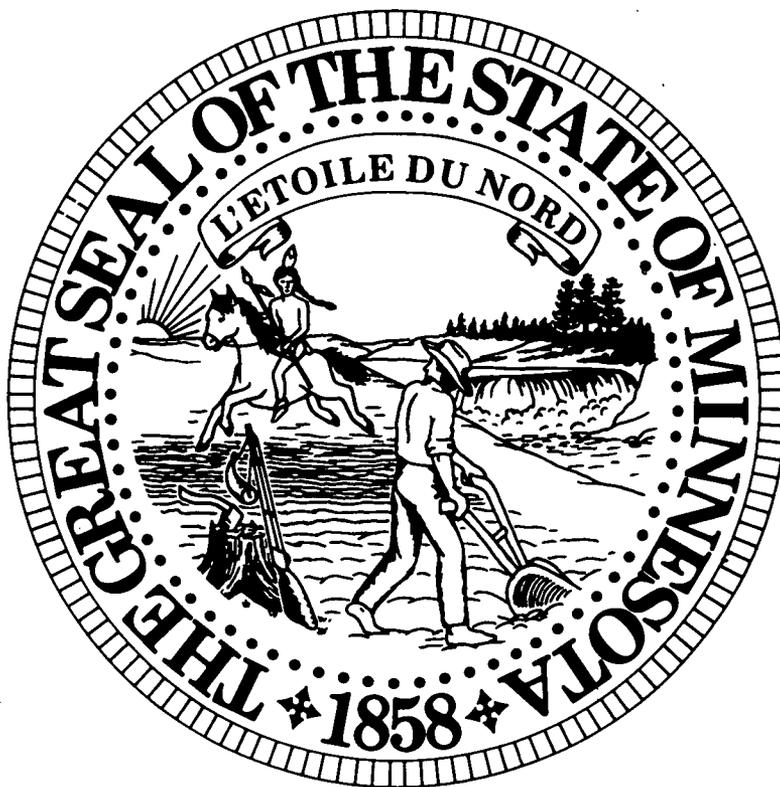


P182

The Minnesota
**State
Register**

Department of Administration—Print Communications Division



Rules edition
Published every Monday
(Tuesday if Monday is a holiday)

Tuesday 16 February 1993
Volume 17, Number 33
Pages 1977-2032

State Register

Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, professional, technical and consulting contracts, non-state bids and public contracts, contract awards, grants, and a monthly calendar of cases to be heard by the state supreme court.

A *Contracts Supplement* is published Tuesday, Wednesday and Friday and contains bids and proposals, including printing bids.

Printing Schedule and Submission Deadlines

Vol. 17 Issue Number	*Submission deadline for Adopted and Proposed Rules, Commissioners' Orders**	*Submission deadline for Executive Orders, Contracts, and Official Notices**	Issue Date
33	Monday 1 February	Monday 8 February	Tuesday 16 February
34	Monday 8 February	Friday 12 February	Monday 22 February
35	Friday 12 February	Monday 22 February	Monday 1 March
36	Monday 22 February	Monday 1 March	Monday 8 March

*Deadline extensions may be possible at the editor's discretion; however, none will be made beyond the second Wednesday (12 calendar days) preceding the issue date for rules, proposed rules and executive orders, or beyond the Wednesday (5 calendar days) preceding the issue date for official notices. Requests for deadline extensions should be made only in valid emergency situations.

**Notices of public hearings on proposed rules and notices of intent to adopt rules without a public hearing are published in the Proposed Rules section and must be submitted two weeks prior to the issue date.

Instructions for submission of documents may be obtained from the *State Register* editorial offices, 117 University Ave., St. Paul, Minnesota 55155, (612) 297-7963, TDD (Minnesota Relay Service), Metro Area (612) 297-5353, Greater MN 1-800-627-3529.

The *State Register* is published every Monday (Tuesday when Monday is a holiday) by the State of Minnesota, Department of Administration, Print Communications Division, 117 University Avenue, St. Paul, Minnesota 55155, pursuant to *Minnesota Statutes* § 14.46. A *State Register Contracts Supplement* is published every Tuesday, Wednesday and Friday. The Monday edition is the vehicle for conveying all information about state agency rulemaking, including official notices; hearing notices; proposed, adopted and emergency rules. It also contains executive orders of the governor; commissioners' orders; state contracts and advertised bids; professional, technical and consulting contracts; non-state public contracts; state grants; decisions of the supreme court; a monthly calendar of scheduled cases before the supreme court; and other announcements. The *State Register Contracts Supplement* contains additional state contracts and advertised bids.

In accordance with expressed legislative intent that the *State Register* be self-supporting, the following subscription rates have been established: the Monday edition costs \$150.00 per year and includes an index issue published in August (single issues are available at the address listed above for \$3.50 per copy); the combined four editions cost \$195.00 (subscriptions are not available for just the *Contracts Supplement*); trial subscriptions are available for \$60.00, includes four editions, last for 13 weeks, and may be converted to a full subscription anytime by making up the price difference. No refunds will be made in the event of subscription cancellation.

Both editions are delivered postpaid to points in the United States, second class postage paid for the *State Register* at St. Paul, MN, first class for the *Contracts Supplement*. Publication Number 326630 (ISSN 0146-7751).

Subscribers who do not receive a copy of an issue should notify the *State Register* circulation manager immediately at (612) 296-0931. Copies of back issues may not be available more than two weeks after publication.

Arne H. Carlson, Governor

**Dana B. Badgerow, Commissioner
Department of Administration**

Kathi Lynch, Director

Print Communications Division

Debbie George, Circulation Manager

Jane E. Schmidley, Acting Editor

612/297-7963

FOR LEGISLATIVE NEWS

Publications containing news and information from the Minnesota Senate and House of Representatives are available free to concerned citizens and the news media. To be placed on the mailing list, write or call the offices listed below:

SENATE

Briefly-Preview—Senate news and committee calendar; published weekly during legislative sessions.

Perspectives—Publication about the Senate.

Session Review—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office
Room 231 State Capitol, St. Paul, MN 55155
(612) 296-0504

HOUSE

Session Weekly—House committees, committee assignments of individual representatives; news on committee meetings and action. House action and bill introductions

This Week—weekly interim bulletin of the House.

Session Summary—Summarizes all bills that both the Minnesota House of Representatives and Minnesota Senate passed during their regular and special sessions.

Contact: House Information Office
Room 175 State Office Building, St. Paul, MN 55155
(612) 296-2146

Contents

Minnesota Rules: Amendments & Additions

Issue 33 inclusive (issues #1-26 appeared in #26) 1980

Proposed Rules

Pollution Control Agency

Wastewater treatment 1981

Revenue Department

Sales and use tax on automatic data processing and computer software 2006

Adopted Rules

Revenue Department

Sales tax on waste disposal and collection services 2008

Withdrawn Rules

Department of Transportation

Railroads and waterways 2008

Official Notices

Board of Animal Health

Meeting notice 2009

Agriculture Department

Agromony Services Division: notice of special need registrations 2009

Commerce Department

Maximum lawful rate of interest for mortgages and contracts for deed for March 1993 2009

MN Joint Underwriting Association notice of activation to insure specified classes of business and public hearing 2009

Labor Standards Division

Prevailing wage certifications for construction projects . . . 2011

Minnesota Comprehensive Health Association

Executive meeting 2011

Finance Committee meeting 2011

Office of the Ombudsman for Mental Health and Mental Retardation

Meeting notice 2011

Pollution Control Agency

Administrative Services Division: planning documents for PROJECT DELTA 2011

Regional Transit Board/Metropolitan Transit Commission

Public hearings on proposed restructuring of MTC St. Paul routes: 35N, 35C, 35H and 35F 2012

State Grants

Human Services Department

Deaf Services Division: grant contract available for provision of interpreter referral services 2013

Deaf Services Division: grant contract available for service provision to persons with deaf-blindness 2013

Multiple Agency Grants

Federal and state funds for prevention and intervention programs 2014

Professional, Technical and Consulting Contracts

Health Department

Proposals sought for system design of price and utilization controls for care provided outside of integrated service networks 2015

Labor and Industry Department

Proposals sought for software installation 2016

Public Employees Retirement Association

Proposals sought for design and production of the personal benefit statement (PBS) 2016

Public Service Department

Proposals sought for wood brokerage project 2020

Non-State Bids and Public Contracts

Metropolitan Council

Extension of deadline for submission of proposals for aviation consulting services 2021

Awards of State Contracts & Advertised Bids

Administration Department

Materials Management Division: Commodities and requisitions awarded 2021

Print Communications Division: Typesetting, keylining, photo prep and seps, printing, binding, labeling and mailing contracts awarded 2026

Minnesota Rules: Amendments and Additions

NOTICE: How to Follow State Agency Rulemaking in the State Register

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific *Minnesota Rule* chapter numbers. Every odd-numbered year the *Minnesota Rules* are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the *Official Notices* section of the *State Register*. When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the *State Register*, a subscription, the annual index, the *Minnesota Rules* or the *Minnesota Guidebook to State Agency Services*, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-657-3757.

Issue 33 inclusive (issues #1-26 appeared in #26)

Board of Accountancy

1100.3600 (proposed) 1789

Agriculture Department

1555.6950 (adopted) 1829

1650.0010; .0020; .0030; .0040; .0045; .0055; .0065;

.0067; .0070 (adopted) 1878

1650.0030, s.2,3,4; 1650.0050; .0060 (repealed) 1810

Attorney General

2010.0300; .0400; .0700; .1000; .9910; .9913; .9916;

.9920; .9930; .9940; .9945; .9946; .9951; .9955; .9960

(adopted) 1881

Board of Chiropractic Examiners

2500.0400; .1150; .1500 (adopted) 1711

2500.5000 (adopted) 1711

Commerce Department

2711.0030; .0070 (adopted) 1791

2808.3000 (adopted) 1790

2820.4005; .4025; .9050; .2955 (adopted) 1829

Health Department

4615.0300; .0500; .0600; .0700; .0750; .0760 (adopted) 1758

4615.0755, s.4,7 (repealed) 1758

4655.1110; .1150 (adopted) 1955

4670.1320 (adopted) 1829

4730.1475 (proposed repealer) 1861

4730.1510; .1655; .1691; .1750; .2050; .2150 (proposed) 1853

Minnesota Housing Finance Agency

4900.3100; .3110; .3120; .3130 (adopted) 1712

4900.3110 s.11 (repealed) 1712

Labor and Industry

5227.0100; .0110; .0120; .0130 (adopted) 1791

Mediation Service Bureau

5510.4510; .4520; .4530; .4540; .4550 (proposed) 1954

Board of Medical Practice

5600.2500 (adopted) 1829

Natural Resources Department

6268.0010; .0030; .0040 (proposed) 1749

Pollution Control

7077.0100; .0105; .0111; .0115; .0165; .0167; .0169;

.0171; .0173; .0175; .0176; .0177; .0179; .0181; .0185;

.0186; .0187; .0189; .0191; .0195; .0196; .0197; .0272;
.0274; .0276; .0286; .0290; .0292; .0300; .0310; .0325;
.0111; .0278; .0280; .0281; .0284; .0288; .0292; .0505;
.0600; .0610; .0615; .0620; .0625; .0640; .0650; .0700;
.0705; .0710; .0713; .0720; .0725; .0730; .0735; .0750;

.0755 (proposed) 1981

7077.0400 as .0111; .0150 as .0272; .0155 as .0275; .0405

as .0278; .0410 as .0280; .0415 as .0281; .0425 as .0284;

.0440 as .0288; .0445 as .0292 (proposed renumbering) 2006

7077.0105, subparts 4, 16, 20, 21, 22, 23, 33, 34, 35, 36,

40, 42, and 46; 7077.0110; 7077.0120; 7077.0125; 7077.0130;

7077.0135; 7077.0140; 7077.0145; 7077.0150, subpart 4;

7077.0160; 7077.0200; 7077.0205; 7077.0210; 7077.0215;

7077.0220; 7077.0225; 7077.0230; 7077.0235; 7077.0240;

7077.0245; 7077.0250; 7077.0255; 7077.0260; 7077.0265;

7077.0305; 7077.0420; 7077.0430; 7077.0435; 7077.0605;

7077.0630; 7077.0635; 7077.0645; 7077.0655; 7077.0660;

and 7077.0705, subparts 5a, 7, 12a, 16, and 18 (repealed) .. 2006

Public Safety Department

7403.0400; .0600; .0900; .1300; .1400 (adopted) 1892

7520.0650; .1000; .1100 (adopted) 1829

7510.5520; .5530; .5540; .5550; .5570 (adopted) 1830

Revenue Department

8130.2100 (adopted) 2008

8130.2200 (withdrawn) 1865

8130.4900 (proposed) 1863

8130.6200 (proposed) 1705

8160.0500 (adopted) 1758

Secretary of State

8260.0100; .0200; .0300; .0400; .0500 (proposed repealer) ... 1877

8260.0600; .0700; .0800; .0900; .1000; .1100 (proposed) 1866

Transportation Department

8820.0100; .2500; .4000; .4010; .4020; .4030; .4040;

.4050; .4060; .4070; .4080; .4090; .9980 (proposed) 1751

Human Services Department

9506.0010; .0020; .0030; .0040; .0050; .0060; .0070;

.0080; .0090; .0100; .0110 (adopted) 1792

9543.0100; 9560.0214; .0218; .0220; .0222; .0228;

.0230; .0230; .0232 (proposed) 1696

9560.0214 s.9; .0222 s.9 (proposed repealer) 1704

9575.0350; .1500 (adopted) 1829

9585.0010; .0020; .0030; .0040 (proposed) 1949

Proposed Rules

Pursuant to Minn. Stat. §§ 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules; and
4. that the rule may be modified if the modifications are supported by the data and views submitted.

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Pursuant to Minn. Stat. §§ 14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

Pollution Control Agency

Proposed Permanent Rules Relating to Wastewater Treatment

Notice of Intent to Adopt a Rule Without a Public Hearing

The Minnesota Pollution Control Agency intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You have 30 days to submit written comments on the proposed rule and may also request that a hearing be held on the rule.

Agency Contact Person. Comments or questions on the rule and written requests for a public hearing on the rule must be submitted to:

Charlotte A. Morrison
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, Minnesota 55155-4194
612/296-7229
FAX: 612/297-8683

Subject of Rule and Statutory Authority. The proposed rule is about the Wastewater Infrastructure Funding Program. The statutory authority to adopt this rule is under *Minnesota Statutes* § 116.182, subd. 5. A copy of the proposed rule is published in the *State Register*. The primary purpose of this revision to *Minnesota Rules* pts. 7077.0100 through 7077.2010 is to comply with the legislative mandate to create a rule for a newly enacted financial assistance program, the Wastewater Infrastructure Funding Program (WIFP). The legislature instructed that new rules must be adopted by both the Minnesota Pollution Control Agency (Agency) and the Public Facilities Authority (Authority) for administering the WIFP. These rules must include a revised project priority system that more clearly reflects the environmental needs and problems related to wastewater discharges in the state. Also, projects are being combined under one set of requirements for ease of administering the programs. Because the rules are being simplified, municipalities may more easily receive funding for different types of projects. In addition, the responsibilities for the Agency and the Authority are being clarified and any duplication of effort between the two entities is being eliminated.

A free copy of the rule is available upon request from the Agency contact person listed above.

Comments. You have until 4:00 p.m., March 22, 1993 to submit written comment in support of or in opposition to the proposed rule and any part or subpart of the rule. Your comment must be in writing and received by the Agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Request for a Hearing. In addition to submitting comments, you may also request that a hearing be held on the rule. Your request for a public hearing must be in writing and must be received by the Agency contact person by 4:00 p.m. on March 22, 1993. Your written request for a public hearing must include your name and address. You are encouraged to identify the portion of the proposed

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

rule which caused your request, the reason for the request, and any changes you want made to the proposed rule. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the Agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

Modifications. The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the Agency and may not result in a substantial change in the proposed rule as attached and printed in the *State Register*. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

Statement of Need and Reasonableness. A statement of need and reasonableness is now available from the Agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule.

Small Business Considerations. The proposed rule will only be applicable to municipalities in the state of Minnesota. The proposed rule will not be applicable to small businesses, as defined under *Minnesota Statutes* § 14.115, subd. 1.

Participation in wastewater financial assistance programs is optional. Municipalities are not required to participate in any of these funding programs. If a municipality must build or upgrade its wastewater treatment facilities, it will need to expend money for planning, design and construction. The construction of many wastewater treatment systems will cost in excess of \$100,000, but none of that expense is directly attributable to these rules.

Impact on Agricultural Lands. The proposed rule will not have any direct and substantial adverse effects on agricultural land.

Adoption and Review of Rules. If no hearing is required, after the end of the comment period the Agency may adopt the rule. The rule and supporting documents will then be submitted to the attorney general for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the attorney general or be notified of the attorney general's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the Agency contact person listed above.

Ann Glumac
Deputy Commissioner

Rules as Proposed

7077.0100 PURPOSE.

Parts 7077.0100 to 7077.2010 provide for the administration of the financial assistance programs for the construction of municipal wastewater treatment facilities. Parts 7077.0200 to 7077.0330 apply to state independent grants and financial assistance for combined sewer overflow abatement awarded on or after July 1, 1990. Chapter 7075 applies to awards made under these programs before July 1, 1990. Parts 7077.0400 to 7077.0765 apply to funds awarded at any time. The programs in chapter 7077 consist of the state independent grants program, parts 7077.0200 to 7077.0265; the combined sewer overflow abatement program, parts 7077.0300 to 7077.0330; and the water pollution control revolving fund program, parts 7077.0400 to 7077.0445. The state independent grants program includes three set-aside programs:

A. the corrective action grants program, parts 7077.0500 to 7077.0560;

B. the capital cost component grants program, parts 7077.0600 to 7077.0660; and

C. the individual on-site wastewater treatment systems grants program, parts 7077.0700 to 7077.0765. This chapter provides for the Minnesota Pollution Control Agency's administration of financial assistance programs for the construction of municipal wastewater treatment systems. The programs in this chapter are:

A. the financial assistance program, consisting of:

(1) the wastewater infrastructure fund, Minnesota Statutes, section 446A.071;

(2) the state revolving fund, Minnesota Statutes, section 446A.07;

(3) the state independent grants program for grants awarded on or after July 1, 1990, under Minnesota Statutes, section 116.18, subdivision 3a;

B. the combined sewer overflow program for grants awarded on or after July 1, 1990, under Minnesota Statutes, section 116.162;

C. the corrective action grants program for grants awarded on or after July 1, 1990, according to Minnesota Statutes, section 116.181;

D. the capital cost component grants program for grants awarded on or after July 1, 1990, under Minnesota Statutes, section 116.18, subdivision 3b; and

E. the individual sewage treatment systems grant program for grants awarded on or after July 1, 1990, under Minnesota Statutes, section 116.18, subdivision 3c.

E. the individual sewage treatment systems grant program for grants awarded on or after July 1, 1990, under Minnesota Statutes, section 116.18, subdivision 3c.

Parts 7077.0111 to 7077.0292 apply to the financial assistance program.

Parts 7077.0300 to 7077.0330 apply to the combined sewer overflow program.

Parts 7077.0500 to 7077.0560 apply to the corrective action grants program.

Parts 7077.0600 to 7077.0660 apply to the capital cost component grants program.

Parts 7077.0700 to 7077.0765 apply to the individual sewage treatment systems grants program.

7077.0105 DEFINITIONS.

[For text of subs 1 to 3, see M.R.]

Subp. 4. [See repealer.]

[For text of subs 5 to 11, see M.R.]

Subp. 11a. Discharge monitoring report. "Discharge monitoring report" means the monthly report that contains information about the wastewater entering, treated, and discharged from a wastewater treatment system and that is submitted by a municipality to the commissioner as required by an NPDES or SDS permit.

Subp. 11b. Dwelling. "Dwelling" means any building or place used or intended to be used by human occupants as a single-family or two-family unit.

Subp. 11c. Evaluator/designer. "Evaluator/designer" means a person approved by the commissioner, in accordance with part 7077.0720, who investigates soils and site characteristics to determine suitability, limitations, soil type, and sizing requirements for individual sewage treatment systems and design treatment systems that conform to chapter 7080.

Subp. 12. Excessive infiltration. "Excessive infiltration" means the quantity of flow which is more than 120 gallons per capita per day (domestic base flow and infiltration) or the quantity of infiltration which can be economically and effectively eliminated from a sewer system as determined through a cost effectiveness analysis.

Subp. 13. Excessive inflow. "Excessive inflow" means the maximum total quantity of flow rate during storm events that results in chronic operational problems related to hydraulic overloading of the treatment facility system or that results in a total flow of more than 275 gallons per capita per day (domestic and industrial base flow plus infiltration plus inflow). Chronic operational problems may include surcharging, backups, bypasses, and overflows.

Subp. 13a. Expanded discharge. "Expanded discharge" to an outstanding resource value water means a discharge that changes in volume, quality, location, or any other manner after the effective date the outstanding resource value water was designated as described in parts 7050.0460 and 7050.0470, such that an increased loading of one or more pollutants results. In determining whether an increased loading of one or more pollutants would result from the proposed change in the discharge, the agency shall compare the loading that would result from the proposed discharge with the loading allowed by the agency as of the effective date of outstanding resource value water designation.

For all other waters of the state, expanded discharge means a discharge that changes in volume, quality, location, or any other manner after January 1, 1988, such that an increased loading of one or more pollutants would result from the proposed change in discharge, the agency shall compare the loadings that would result from the proposed discharge with the loading allowed by the agency on January 1, 1988.

Subp. 14. Facilities plan. "Facilities plan" means the plans and studies, and reports necessary to determine wastewater treatment needs of a project service area, to systematically evaluate wastewater treatment alternatives that will shall result in compliance with enforceable water quality standards permit conditions, and to identify the cost-effective implementable alternative. All structures with wastewater flows within the project service area must be evaluated for needs.

Subp. 14a. Failed systems. "Failed systems" means systems using cesspools, dry wells, leaching pits or seepage pits, or systems with less than three feet of unsaturated soil beneath the system bottom.

[For text of subp 15, see M.R.]

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

Subp. 16. [See repealer.]

Subp. 16a. Individual sewage treatment system. “Individual sewage treatment system” means a wastewater treatment system, or part of the system, serving one or more structures with wastewater flows, which uses soil treatment and disposal.

[For text of subps 17 and 18, see M.R.]

Subp. 18a. Initiation of operation. “Initiation of operation” means the date on which all components of the wastewater treatment system and all individual sewage treatment systems within a project service area are complete and functioning and the project begins operating for the purposes for which it was planned, designed, and built.

Subp. 19. Intended use plan. “Intended use plan” means the document prepared annually by the agency according to the requirements in Title VI of the act and submitted to the United States Environmental Protection Agency. The plan will shall identify the intended uses of the amounts available to the water pollution control revolving fund, including a list of wastewater treatment projects and other eligible activities proposed to be funded during the fiscal year. Projects will be listed on the intended use plan in the order of their priority ranking on the municipal needs project priority list.

Subp. 19a. Maintenance plan. “Maintenance plan” means a plan developed and administered by a municipality that demonstrates how the maintenance requirements of chapter 7080 shall be implemented and enforced.

Subp. 19b. Maximum design flow. “Maximum design flow” means the design flow used to size septic tanks. For structures with wastewater flows used as a residence, it is determined by the number of bedrooms as defined in chapter 7080. For other structures with wastewater flows, it is determined by the best available data provided by the agency.

Subp. 20. [See repealer.]

Subp. 21. [See repealer.]

Subp. 21a. Maximum impact zone. “Maximum impact zone” means a standardized area with the highest density of unsewered structures that allows the impact of wastewater discharged by individual sewage treatment systems to be compared between project service areas. The maximum impact zone is the smallest circular area in a project service area which contains a certain number of unsewered structures that discharge wastewater.

If the project service area contains 50 or more unsewered structures that discharge wastewater, the maximum impact zone shall include at least 25 percent of the total structures. If there are between 13 and 49 of these structures in a project service area, the maximum impact zone shall include at least 13 of these structures. If there are 12 or fewer of these structures in a project service area, the maximum impact zone shall include all of these structures.

Subp. 22. [See repealer.]

Subp. 22a. Minimum secondary treatment standards. “Minimum secondary treatment standards” means the standards listed under part 7050.0211, subpart 1.

Subp. 23. [See repealer.]

[For text of subp 24, see M.R.]

Subp. 25. Need. “Need” means a determination that a new or upgraded disposal wastewater treatment system is currently required, or will be required within a five-year period necessary for a municipality to comply with chapter 7040, 7050, 7060, or 7080; provided the situation does not exist primarily due to inadequate operation and maintenance or to negligence on the part of any person.

Subp. 25a. New discharge. “New discharge” to an outstanding resource value water means a discharge that was not in existence on the effective date the outstanding resource value water was designated as described in parts 7050.0460 and 7050.0470. For all other waters of the state, new discharge means a discharge that was not in existence prior to January 1, 1988.

Subp. 26. NPDES/SDS NPDES permit. “NPDES/SDS NPDES permit” means a National Pollutant Discharge Elimination System and State Disposal System permit issued by the agency that authorizes under certain conditions the discharge of pollutants to surface waters of the state and subsurface disposal or on-land disposal and the operation of a disposal system. Combined NPDES/SDS permits issued by the agency will be considered NPDES permits under this chapter.

Subp. 27. Operation and maintenance manual. “Operation and maintenance manual” means a document developed to give treatment facility system personnel the proper understanding, techniques, and references necessary to properly operate and maintain the treatment facility system.

Subp. 28. Outstanding resource value water. “Outstanding resource value water” means those waters defined in part 7050.0180, subpart 2, item A.

[For text of subps 29 and 30, see M.R.]

Subp. 31. Performance certification. “Performance certification” means a certification made by a municipality one year after initiation of operation that states its newly constructed wastewater treatment facility system is meeting performance standards, as

specified under parts 7077.0255, 7077.0325, and 7077.0440.

[For text of subp 32, see M.R.]

Subp. 32a. Pollutant. “Pollutant” has the meaning given in Minnesota Statutes, section 115.01, subdivision 12.

Subp. 33. [See repealer.]

Subp. 33a. Project priority list. “Project priority list” means the priority list prepared by the commissioner under parts 7077.0115 to 7077.0145.

Subp. 33b. Project service area. “Project service area” means that area of the state served by the proposed project and identified by clearly defined boundaries in the facilities plan.

Subp. 34. [See repealer.]

Subp. 35. [See repealer.]

Subp. 35a. Residential growth. “Residential growth” means a population increase attributed to persons who reside within a municipality.

Subp. 35b. SDS permit. “SDS permit” means a State Disposal System permit issued by the agency that authorizes under certain conditions the subsurface disposal or on-land disposal of pollutants and the operation of a disposal system.

Subp. 36. [See repealer.]

Subp. 36a. Seepage. “Seepage” means the unintended and unanticipated discharge of partially treated sewage to the soil surface.

[For text of subp 37, see M.R.]

Subp. 38. **Sewer service charge.** “Sewer service charge” means the aggregate of all charges, including charges for operation, maintenance, replacement, debt service, and other sewer related charges that are billed periodically to users of the city’s wastewater treatment facility system.

[For text of subp 39, see M.R.]

Subp. 40. [See repealer.]

Subp. 41. **Sewer use ordinance or SUO.** “Sewer use ordinance” or “SUO” means a municipal ordinance enacted to control the type and quantities of discharges to the wastewater treatment facility system, and the type and method of connections to the system.

Subp. 41a. Significant industrial user. “Significant industrial user” means any industrial user of a wastewater treatment system that discharges five percent or more of the wastewater treatment system’s design loading for a pollutant to the wastewater treatment system, or discharges 25,000 gallons per day or more of process wastewater to the wastewater treatment system, or is determined by the commissioner to have the potential to adversely impact the wastewater treatment system or the quality of discharged effluent from the wastewater treatment system.

Subp. 42. [See repealer.]

Subp. 43. **Treatment agreement.** “Treatment agreement” means an enforceable agreement between a municipality and a major contributing industry that includes the following:

A. the variations in daily flow and the monthly average and daily maximum quantity of compatible and incompatible pollutants to be discharged to the treatment facility;

B. the intended period of use of the treatment facility by the major contributing industry;

C. signatures by the major contributing industry and the owner of the treatment system accepting the wastewater; and

D. a requirement that the quantities to be discharged to the treatment system will be according to applicable standards and requirements significant industrial user that meets the individual control mechanism requirements of Code of Federal Regulations, title 40, part 403.8(f).

[For text of subp 44, see M.R.]

Subp. 45. **User charge.** “User charge” means a charge levied on users of a wastewater treatment facility system for the user’s proportionate share of the cost of equipment replacement and operation and maintenance of the wastewater treatment facility system.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated “all new material.” **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

Subp. 46. [See repealer.]

Subp. 47. **Wastewater.** "Wastewater" means sewage, industrial waste, and other waste collected for treatment in a wastewater treatment facility system.

Subp. 48. **Wastewater treatment system.** "Wastewater treatment system" means a system or systems designed to treat, stabilize, or dispose of wastewater, including the sewer system and disposal system.

Subp. 49. **Water use classification.** "Water use classification" means the classifications listed under part 7050.0200.

Subp. 50. **Water with significant water quality violations.** "Water with significant water quality violations" means a water designated as a "Water with Significant Water Quality Violations" in the appendices of the most recent biennial Minnesota Water Quality report to Congress required by Section 305(b) of the act.

7077.0115 MUNICIPAL NEEDS PROJECT PRIORITY LIST.

Subpart 1. **Requirement.** The commissioner shall develop and maintain a municipal needs project priority list of projects for municipalities that have a need for a new or upgraded wastewater treatment facility system.

Subp. 2. **Points and listing order.** A municipality project on the municipal needs project priority list must be awarded assigned points under the criteria established in this chapter. The municipalities projects must be listed on the municipal needs project priority list in descending order according to the number of total points awarded assigned to each.

Subp. 3. **Request for placement on list.** A municipality may submit a written request to the commissioner for placement of a project on the municipal needs project priority list.

A. If the municipality is sewerred, its request must include the following information:

- (1) type and age of existing wastewater treatment facilities;
- (2) design capacity and current treatment capabilities of existing facilities;
- (3) data describing actual wastewater flows and loadings;
- (4) current discharge point and NPDES permit standards;
- (5) a description of the need for new or upgraded treatment facilities; and
- (6) an explanation of why the need for new or upgraded facilities is not primarily due to inadequate operation and maintenance or to negligence on the part of any person.

B. If the municipality is unsewered, its request must include the following information:

- (1) number of existing on-site treatment systems in the municipality;
- (2) general description of the type and age of existing on-site treatment systems; and
- (3) a description of the identified need for improved wastewater treatment facilities including the estimated number of failing on-site systems and a description of the basis for that estimate. The request must include a description of the need for the new or upgraded wastewater treatment system. If known, the request shall also include a description of the proposed project and its costs. The municipality must submit any information that is necessary for the project to receive accurate review under subpart 4. Information must be submitted according to items A to C.

A. For municipalities that have wastewater treatment systems with an NPDES permit, the information submittal should include a request for the extra points under part 7077.0175, and the supporting documentation, if applicable to the project. The extra point information shall be accepted no later than the date the facilities plans are submitted to the commissioner.

B. For municipalities that have wastewater treatment systems with an SDS permit, the information submittal should include a request for the extra points under part 7077.0185, and the supporting documentation, if applicable to the project. The extra point information shall be accepted no later than the date the facilities plans are submitted to the commissioner.

C. For municipalities that have wastewater treatment systems without an NPDES or SDS permit, the information submittal must include:

- (1) the total number of structures with wastewater flows in the project service area; and
- (2) a map of the project service area which has an identifiable scale, identifies all the structures with wastewater flows, and has the maximum impact zone clearly encircled.

The submittal should also include a request for the extra points under part 7077.0195, and the supporting documentation, if applicable to the project. The extra point information shall be accepted no later than the date the facilities plan is submitted to the commissioner.

Subp. 4. **Review.** The commissioner shall review each request and add to the municipal needs list each municipality for which a

need has been found to exist. If the commissioner determines that a need does not exist, the municipality and take the action specified in item A, B, or C.

A. Projects in areas currently served by a wastewater collection system shall be added to the project priority list if the commissioner finds that a need currently exists or shall exist within the next five years.

B. Projects in areas not currently served by a wastewater collection system shall be added to the project priority list only if the commissioner finds that a need currently exists.

C. Projects that do not meet the criteria in item A or B shall not be added to the list and the commissioner shall notify the municipality of the reasons for the determination.

Subp. 5. Recalculation of total points. Total points shall be recalculated when new information is available and the authority determines that the project is eligible for funding according to Minnesota Statutes, section 446A.071.

Subp. 6. Removal from project priority list. If a project has been on the project priority list for five years without being certified to the authority according to part 7077.0281, the project shall be removed from the list. The commissioner shall inform the municipality in writing that its project has been removed. The municipality may submit a request, according to subpart 3, to be placed back on the list.

7077.0150 7077.0272 FACILITIES PLAN.

Subpart 1. In general. A municipality must have a facilities plan approved by the commissioner before it will be considered for placement on the municipal project list for a construction grant or the intended use plan for a construction loan. A Facilities plan plans for wastewater treatment systems must be prepared and signed by a professional engineer registered in the state and Minnesota. Facilities plans for individual sewage treatment systems designed to treat 5,000 gallons or less of wastewater per day must be prepared and signed by either a professional engineer registered in Minnesota or an evaluator/designer. Facilities plans must be submitted to the agency commissioner for review and approval according to part 7077.0205 7077.0278, subpart 2 3, items B and item C.

Subp. 2. Facilities plan contents. A facilities plan must include: address items A to E in the amount of detail that is appropriate to describe a project accurately.

A. A complete description and evaluation of the existing wastewater treatment facility, including information about system and problems that need correction. This evaluation must consider the age, condition, design capacity, and treatment capabilities of each treatment unit, an analysis of the facility's system's ability to meet current or proposed permit requirements, and the location, frequency, and quantity of any bypasses. For existing individual sewage treatment systems, a survey must also be prepared which identifies whether or not each individual sewage treatment system in the project service area conforms to the requirements under chapter 7080.

B. Data describing existing residential wastewater flows that accurately represent flows during rain events and high groundwater conditions. Flow data must be based on actual flow monitoring for at least 30 consecutive days and loadings, and existing nonresidential wastewater flows and loadings. The existing wastewater flow and loading data must be reported on a form provided by the agency.

C. An analysis of inflow and infiltration in the existing sewer system to determine whether excessive levels of inflow or infiltration exist as defined in part 7077.0105, subparts 12 and 13. If excessive levels of inflow or infiltration are determined to exist, a sewer system evaluation survey must be conducted to identify the specific sources of inflow and infiltration and the estimated flows from each source.

D. Projected Data describing future residential and nonresidential wastewater flows and loadings within the next five- and 20-year periods period based on projected population residential growth, projected nonresidential growth, and signed letters of intent from major contributing industries significant industrial users. The future wastewater flow and loading data must be reported on a form provided by the agency.

E. D. A cost effectiveness analysis of all feasible treatment works, processes, and techniques discussion of all treatment alternatives that were considered during the facility selection process and are capable of meeting the applicable effluent, water quality, and public health requirements for 20 years. If excessive levels of inflow/infiltration are determined to exist under item C, the cost effectiveness analysis of treatment alternatives must include a comparison of the costs of eliminating excessive inflow/infiltration with the costs of transportation and treatment of the inflow/infiltration. For unsewered and partially unsewered communities, consideration must be given to on-site treatment systems. The following information must be provided for each treatment alternative considered The discussion of the considered alternatives must include:

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

(1) a cost-effective comparison of the alternatives considered. The cost comparison must include a detailed breakdown of the present worth of all capital costs, annual operation and maintenance costs, equipment replacement costs, and salvage costs; and values. If excessive levels of infiltration or inflow exist, the cost comparison of treatment alternatives must include a comparison of the cost of eliminating excessive infiltration or inflow with the cost of transportation and treatment of the infiltration or inflow;

(2) a site assessment of the existing soil and groundwater conditions conducted and signed by a registered professional engineer or geotechnical engineer of the existing soil and groundwater conditions. For individual sewage treatment systems designed to treat less than 5,000 gallons per day of wastewater, a site assessment must be done by either a professional engineer or a certified evaluator/designer;

(3) an evaluation of the impact of the alternatives on all existing wastewater treatment systems, including sewers and lift stations;

(4) a comparison of the potential environmental impacts.

F. E. A description of the selected treatment alternative and the complete wastewater treatment system of which it is a part, including:

(1) the specific design parameters of all individual treatment units and the complete treatment system;

(2) estimated construction, annual operation and maintenance, and equipment replacement costs;

(3) estimated annual sewer service charges;

(4) a determination of whether pretreatment of any industrial wastes is needed in order ~~not to disrupt~~ avoid disruption of the proper operation of the proposed facility system;

(5) an evaluation of how and where sludge or septage resulting from the treatment process will be disposed;

(6) an analysis of the 25- and 100-year flood elevations in relation to the proposed project site or sites, showing that the project will be operable during a 25-year flood and protected during a 100-year flood; and

(7) a description of any ordinances or intermunicipal agreements necessary for the successful implementation and administration of the project; and

(8) an analysis of how interim treatment will be accomplished during construction to meet permit requirements.

G. An evaluation of the environmental impacts, including:

(1) a description of the potential impacts of the selected treatment alternative on wetlands; floodplains; areas of archaeological, cultural, and historical significance; endangered or threatened species; wild and scenic rivers; farmlands; air quality; fish and wildlife; open space and recreation opportunities; and

(2) a comparison of the potential environmental impacts of the selected treatment alternative with the other treatment alternatives considered in the cost effectiveness analysis.

Subp. 2a. Facilities plans supplement. The following items must be submitted to the commissioner with the facilities plans:

A. for individual sewage treatment systems that serve more than one structure with wastewater flows, an assurance from the municipality stating that all property owners who will be served by the proposed system agree to be part of the system, to participate in the construction project, and to finance future operation, maintenance, and replacement of the system;

B. a complete list of addresses used for public notice purposes and listed on a form provided by the agency;

C. a summary of the information presented and public comments received at a public hearing, required under subpart 3, and the action taken to address those comments;

D. a formal resolution of the municipality's governing body adopting the facilities plan;

E. a list of ordinances or intermunicipal agreements necessary for the successful implementation and administration of the project;

F. a signed treatment agreement with each significant industrial user; and

G. a completed environmental information sheet.

Subp. 3. **Public hearing.** Before adopting the facilities plan, the municipality must hold at least one public hearing to discuss the proposed facilities plan project. The proposed facilities plan must be made available for review by interested persons before the date of the hearing. At the public hearing, information must be presented on the various treatment alternatives considered, the reasons for choosing the selected alternative, the location of the proposed project site, and the estimated sewer service charges. A summary of the information presented and public comments received at the public hearing must be provided to the commissioner before the commissioner's approval of the facilities plan.

Subp. 4. [See repealer.]

Subp. 5. Consistency with planning requirements. The selected treatment alternative must be consistent with plans, if any, developed under sections 205(j), water quality management planning; 208, areawide waste treatment management; 303(e), water quality standards and implementation plan; and 319, nonpoint source management programs of the act.

7077.0155 7077.0274 PLANS AND SPECIFICATIONS.

Subpart 1. **In general.** A municipality must submit plans and specifications ~~or a council resolution~~ to the commissioner for review and approval according to part ~~7077.0205~~ 7077.0280, subpart 2 4, item ~~D~~, before it will be considered for placement on the municipal project list A. The plans and specifications must be consistent with the scope of the approved facilities plan under part ~~7077.0150~~ 7077.0272. The project must be constructed according to the approved plans and specifications and change orders.

Subp. 2. **Contents.** A complete set of plans and specifications must ~~include~~ address the following items in the amount of detail that is appropriate to describe a project accurately:

A. ~~drawings~~ plans and specifications signed by:

(1) a professional engineer registered in Minnesota for wastewater treatment systems; or

(2) a professional engineer or an evaluator/designer for individual sewage treatment systems designed to treat 5,000 gallons or less of wastewater per day;

B. a summary of design parameters for the treatment units;

C. a summary of flow conditions for average dry weather, average wet weather, ~~maximum wet weather~~, peak hourly wet weather, and peak instantaneous wet weather on a form provided by the agency and, for individual sewage treatment systems, reported as average design flow or maximum design flow;

D. a hydraulic profile of the flow through the treatment system;

E. a plan for interim treatment to meet permit requirements during construction;

F. the latest detailed cost estimate based on the plans and specifications submitted; and

G. administrative, bidding, and contract documents according to the applicable requirements under *Minnesota Statutes*, ~~chapters 412, 429, and 474~~ including, at a ~~minimum~~:

(1) ~~five percent bid bond;~~

(2) ~~100 percent payment bond;~~

(3) ~~100 percent performance bond; and~~

(4) prevailing wage certifications issued by the Minnesota Department of Labor and Industry from the contractors.

Subp. 3. Additional submittals. The following items must be submitted to the commissioner with the plans and specifications:

A. a project schedule on a form provided by the agency;

B. a certification from the municipality that states that full-time resident inspection shall be provided during construction and that written inspection reports, describing the construction inspected, construction problems, and the amount of inspection time required, shall be submitted to the commissioner on a monthly basis; and

C. finalized and executed intermunicipal agreements necessary for the successful implementation and administration of the project.

7077.0165 PRIORITY POINTS FOR TYPE OF PROJECT.

The type of wastewater treatment system currently serving the project service area shall determine how priority points are assigned to the project. If any portion of the project service area is covered by an NPDES permit, the project shall be considered an NPDES project and shall receive points under parts 7077.0167 to 7077.0176. If no portion of the project service area is covered by an NPDES permit but some portion of it is covered by an SDS permit, the project shall be considered an SDS project and shall receive points under parts 7077.0177 to 7077.0186. If no portion of the project service area is covered by an NPDES or SDS permit, the project shall receive points under parts 7077.0186 to 7077.0196.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

7077.0167 TOTAL POINTS FOR WASTEWATER TREATMENT SYSTEMS WITH AN NPDES PERMIT.

A project in a municipality that has a wastewater treatment system with an NPDES permit shall be evaluated under four categories: impact factor, under part 7077.0169; use factor, under part 7077.0171; condition factor, under part 7077.0173; and extra points, under part 7077.0175. Points will be assigned separately for each category. The total points shall equal the product of the impact factor, the use factor, and the condition factor, added to the extra points. The total points may be reduced by a penalty factor, calculated under part 7077.0176. The total points, after being adjusted by the penalty factor, shall be used to list the project on the project priority list under part 7077.0115.

7077.0169 IMPACT FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN NPDES PERMIT.

A project shall be assigned an impact factor which represents the impact the wastewater treatment system is having on the quality of the receiving water. The impact factor will be calculated according to items A to C.

A. The impact factor for a receiving water that is a lake or wetland will be one.

B. The impact factor for a collection system project will be one.

C. For a system that does not meet the conditions under item A or B, the impact factor shall be based on the dilution ratio. The dilution ratio is the number obtained by dividing the seven-day once-in-ten-year low flow of the receiving water, as defined under part 7050.0210, subpart 7, by the average low flow from the municipal wastewater treatment system. The average low flow from the treatment system shall be calculated by averaging the influent flow reported on the discharge monitoring reports for the three consecutive months with the lowest average influent flow within the most recent three climatic years of flow data. A climatic year is the period from April 1 of a year until March 31 of the following year. The impact factor shall be assigned as follows:

<u>Dilution Ratio</u>	<u>Impact Factor</u>
<u>1 or less</u>	<u>5</u>
<u>between 1 and 10</u>	<u>(49-(4 X Dilution Ratio)) / 9</u>
<u>10 or more</u>	<u>1</u>

7077.0171 USE FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN NPDES PERMIT.

Subpart 1. Determining use factor. A project shall be assigned a use factor which represents the use classification of the receiving water at the point of wastewater discharge. The use factor is the sum of points from subparts 2 to 7 that apply to the receiving water. The use factor is first calculated based on the existing wastewater treatment system and revised, if applicable, based on the approved facilities plan.

Subp. 2. Water use classification. Categories of water use under the state water quality standards, chapter 7050, include: class 1, domestic consumption; class 2, fisheries and recreation; and class 7, limited resource value. The use classifications are assigned points based on location of the wastewater discharge as follows:

<u>Water Use Classification</u>	<u>Points</u>
<u>2A</u>	<u>100</u>
<u>1</u>	<u>85</u>
<u>2Bd</u>	<u>85</u>
<u>2B</u>	<u>75</u>
<u>2C</u>	<u>50</u>
<u>7</u>	<u>10</u>

Use classifications for waters of the state are listed under parts 7050.0400 to 7050.0470. If the receiving water at the point of discharge has more than one of the designated water uses listed in this subpart, the classification with the highest point value shall be used.

Subp. 3. Drinking water. When a water intake supplying a potable water system is located 25 miles or less downstream of the discharge point, 40 points shall be assigned.

Subp. 4. Outstanding resource value waters. When the receiving water is designated an outstanding resource value water at the point of discharge, 40 points shall be assigned.

Subp. 5. Canoe and boating route. When the receiving water is designated as a canoe and boating route under Minnesota Statutes, section 85.32, and is not designated as an outstanding resource value water, five points shall be assigned.

Subp. 6. Effluent limits. The receiving water receives treated wastewater that is regulated by pollutant effluent limits established in an NPDES permit. Permit effluent limits are assigned points according to items A to C.

A. When effluent limits are assigned for one or more of the toxic pollutants listed under part 7050.0220, excluding residual chlorine, or based on criteria derived from part 7050.0218, 25 points shall be assigned.

B. When effluent limits are assigned for phosphorus, 17 points shall be assigned.

C. When effluent limits that are more stringent than the minimum secondary treatment standards under part 7050.0211, subpart 1, are needed for five-day carbonaceous biochemical oxygen demand (CBOD5), 17 points will be assigned. These points will not be assigned for effluent limits that are established according to part 7050.0214, subparts 1 and 2, for dischargers to class 7 waters.

Subp. 7. Habitat. When the treatment system discharges to a water that supports one or more of the endangered, threatened, or special concern species identified under parts 6134.0200 to 6134.0400 or natural communities whose criteria are listed in Minnesota Statutes, section 84.944, 50 points shall be assigned.

7077.0173 CONDITION FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN NPDES PERMIT.

A project shall be assigned a condition factor of 1.25 if the existing municipality discharges into a body of water identified as a water with significant water quality violations. Other projects shall be assigned a condition factor of 1.

7077.0175 EXTRA POINTS FOR WASTEWATER TREATMENT SYSTEMS WITH AN NPDES PERMIT.

Subpart 1. Determining extra points. A project shall be assigned extra points under subparts 2 to 7 if applicable. To qualify for the points under subparts 3 and 5 to 7, the municipality must make a written request for the points and submit supporting documentation to the commissioner according to part 7077.0115, subpart 3, item A.

Subp. 2. Eliminate discharge. When an existing discharge point to a lake, a wetland, a stream with a water use classification of 2A, or an outstanding resource value water will be eliminated by the project, 200 points shall be assigned.

Subp. 3. Karst. When an existing pond system is in an area with karstic geological characteristics and will be replaced or rehabilitated by the project, 200 points shall be assigned. Karstic geological characteristics are: sinkholes; dry valleys in areas with humid climates; springs draining carbonate, sulfate, or halide rocks; caves; sinking streams; dissolutionally enlarged joints or bedding planes; grikes; or karren.

Subp. 4. Excessive leakage. When a project is designed to meet a permit requirement that leakage from a pond is corrected, 50 points shall be assigned.

Subp. 5. Multimunicipal cooperation. When a sanitary district or other multimunicipal entity will be formed to undertake the project, 50 points shall be assigned.

Subp. 6. Diagnostic study. When a water quality problem identified as a priority in a diagnostic study and implementation plan will be addressed by the project, 50 points shall be assigned. The diagnostic study and implementation plan must meet the requirements under parts 7076.0240 to 7076.0250 and must be approved by the commissioner.

Subp. 7. Local water plan. When a water quality problem identified as a priority in a local water plan will be addressed by the project, 25 points shall be assigned. The local water plan must be developed by a county according to Minnesota Statutes, section 103B.201 or 103B.301, must outline comprehensive steps for implementing solutions that include the project, and must be approved by the Minnesota Board of Water and Soil Resources.

7077.0176 PENALTY FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN NPDES PERMIT.

The total points for a project, calculated according to part 7077.0167, shall be reduced by 30 percent if the project:

A. includes a new or expanded discharge to an outstanding resource value water; or

B. includes a new or expanded discharge to a stream with a water use classification of 2A, a lake, or a wetland, and that new or expanded discharge consists of more than 200,000 gallons per day based on the design average wet weather flow for the wettest 30-day period.

7077.0177 TOTAL POINTS FOR WASTEWATER TREATMENT SYSTEMS WITH AN SDS PERMIT.

A project in a municipality that has a wastewater treatment system with an SDS permit shall be evaluated under three categories: impact factor, under part 7077.0179; use factor, under part 7077.0181; and extra points, under part 7077.0185. Points shall be assigned separately for each category. The total points shall equal the product of the impact factor and the use factor, added to the extra points. The total points, after being adjusted by the penalty factor, shall be used to list the project on the project priority list under part 7077.0115.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

7077.0179 IMPACT FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN SDS PERMIT.

A project shall be assigned an impact factor corresponding to the impact which the existing wastewater treatment system has on the quality of the groundwater. The impact factor shall be based on the average over the last 12 months of the influent flow into the wastewater treatment system. The influent flow shall be the "average reported values" for influent flow from the wastewater treatment system's discharge monitoring reports. The impact factor shall be assigned as follows:

<u>12-month average of flow measured in million gallons per day</u>	<u>Impact factor</u>
<u>0.01 or less</u>	<u>1</u>
<u>Between 0.01 and 0.25</u>	<u>$(5 + (100 \times 12\text{-month average of flow})) / 6$</u>
<u>0.25 or more</u>	<u>5</u>

7077.0181 USE FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN SDS PERMIT.

A project in a municipality that has a wastewater treatment system with an SDS permit shall be assigned a use factor of 85.

7077.0185 EXTRA POINTS FOR WASTEWATER TREATMENT SYSTEMS WITH AN SDS PERMIT.

Subpart 1. Determining extra points. A project shall be assigned extra points under subparts 2 to 6 and part 7077.0175, subparts 3 to 7. To qualify for the points, the municipality must make a written request for the points and submit supporting documentation to the commissioner in accordance with part 7077.0115, subpart 3, item B.

Subp. 2. Component failure. When the failure of one or more components of a wastewater treatment system is causing the system to lose performance or capacity, points equal to two times the percentage of the total project cost which is devoted to correcting the failed component shall be assigned.

Subp. 3. Seepage problems. When seepage or partially treated wastewater or sewage backups caused by problems with the wastewater treatment system will be corrected by the project, 50 points shall be assigned. When continuous seepage will be corrected by the project, an additional 50 points shall be assigned.

Subp. 4. Permit exceedances. When discharge monitoring reports show that permit conditions for the wastewater treatment system have been exceeded two or more months in the last two years, and the project is designed to correct the problem, points shall be assigned according to items A and B.

A. If the permit condition for nitrate as nitrogen has been exceeded, 25 points shall be assigned.

B. If permit conditions have been exceeded for one or more permitted effluent constituents other than nitrate as nitrogen, 25 points shall be assigned.

Subp. 5. Nitrate removal. When technology to remove nitrate from the wastewater will be included in the project and the project will still engage in the subsurface or on-land disposal of the wastewater, 150 points shall be assigned.

Subp. 6. Geologically sensitive area. When 25 percent of the project service area is identified in the county soil survey as having parent material classified as glacial outwash, glacial lake sand, glacial lake gravel, terrace sand and gravel deposits, limestone, or dolomite, 50 points shall be assigned. If county soil survey information is not available, the points shall be assigned if the Minnesota soil atlas identifies at least 25 percent of the project service area as being poorly drained with sandy soil five feet or more below the ground surface.

7077.0186 PENALTY FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITH AN SDS PERMIT.

The total points for a project, calculated according to part 7077.0177, shall be reduced by 30 percent if the project:

A. includes a new or expanded discharge to an outstanding resource value water; or

B. includes a new or expanded discharge to a stream with a water use classification of 2A, a lake, or a wetland, and that new or expanded discharge consists of more than 200,000 gallons per day based on the design average wet weather flow for the wettest 30-day period.

7077.0187 TOTAL POINTS FOR WASTEWATER TREATMENT SYSTEMS WITHOUT AN NPDES OR SDS PERMIT.

A project in a municipality that has a wastewater treatment system without an NPDES or SDS permit shall be evaluated under three categories: impact factor, under part 7077.0189; use factor, under part 7077.0191; and extra points, under part 7077.0195. Points shall be assigned separately for each category. The total points shall equal the product of the impact factor and the use factor, added to the extra points. The total points, after being adjusted by the penalty factor, shall be used to list the project on the project priority list under part 7077.0115.

7077.0189 IMPACT FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITHOUT AN NPDES OR SDS PERMIT.

The impact factor shall be based on the density ratio for the project service area. The density ratio is the number of structures with wastewater flows in the maximum impact zone of the project service area, divided by the total acreage of the maximum impact zone.

A project shall be assigned an impact factor as follows:

<u>Density ratio</u>	<u>Impact factor</u>
<u>0.5 or less</u>	<u>1</u>
<u>Between 0.5 and 4</u>	<u>(3 + (8 x Density Ratio)) / 7</u>
<u>4 or more</u>	<u>5</u>

7077.0191 USE FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITHOUT AN NPDES OR SDS PERMIT.

A project in a municipality that has a wastewater treatment system without an NPDES or SDS permit shall be assigned a use factor of 85.

7077.0195 EXTRA POINTS FOR WASTEWATER TREATMENT SYSTEMS WITHOUT AN NPDES OR SDS PERMIT.

Subpart 1. Determining extra points. A project shall be assigned extra points, as appropriate:

- A. under subparts 2 to 8;
- B. under part 7077.0175, subparts 5 to 7; and
- C. under part 7077.0185, subparts 5 and 6.

To qualify for the points, the municipality must make a written request for the points and submit supporting documentation to the commissioner in accordance with part 7077.0115, subpart 3.

Subp. 2. Eliminate discharge. When the project will eliminate a surface discharge, points shall be assigned equal to three times the percentage of structures with wastewater flow in the project service area which are identified to have surface discharges. Surface discharges are wastewater discharges to the soil surface or to a surface water.

Subp. 3. Well code setback infringements. When infringements of code setbacks to drinking wells will be eliminated by the project, points equal to 1.5 times the percentage of structures with wastewater flows in the project service area which currently are identified to have infringements of well code setbacks shall be assigned.

Subp. 4. Failed systems. When failed systems will be corrected by the project, points shall be assigned equal to 1.5 times the percentage of structures with wastewater flows in the project service area which are identified as failed systems.

Subp. 5. Seepage problems. When seepage of partially treated wastewater or sewage backup problems will be corrected by the project, points equal to 1.5 times the percentage of structures with wastewater flows in the project service area which are identified as having seepage or backup problems in the last two years shall be assigned.

Subp. 6. Nondomestic wastewater. When discharges of nondomestic wastewater will be eliminated by the project, points equal to 150 times the number of the discharges eliminated in the project service area shall be assigned. A nondomestic discharge is a nonsewage discharge from a nonresidential structure with wastewater flows or a nonsewage discharge from a residential structure with a water-using business.

Subp. 7. Surface water code setback infringements. When infringements of code setbacks to surface waters will be corrected by the project, points equal to the percentage of structures with wastewater flows in the project service area which currently are identified to have infringements of code setbacks to surface waters which do not also have infringements of code setbacks to drinking wells shall be assigned. Infringements of code setbacks to drinking wells are assigned points under subpart 3.

Subp. 8. Sewer connection. When the project includes the construction of a sewer that will connect the project service area to an existing wastewater treatment system, 150 points shall be assigned.

7077.0196 PENALTY FACTOR FOR WASTEWATER TREATMENT SYSTEMS WITHOUT AN NPDES OR SDS PERMIT.

The total points for a project, calculated according to part 7077.0187, shall be reduced by 30 percent if the project:

- A. includes a new or expanded discharge to an outstanding resource value water; or
- B. includes a new or expanded discharge to a stream with a water use classification of 2A, a lake, or a wetland, and that new or expanded discharge consists of more than 200,000 gallons per day based on the design average wet weather flow for the wettest 30-day period.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

7077.0197 RESOLUTION OF EQUAL POINT RATINGS.

When two or more projects have the same point total on the project priority list, the project having the use factor with the higher numerical value shall be ranked higher. If two or more projects are still tied, the project with the larger impact factor shall be ranked higher. If two or more projects are still tied, the municipality with the largest population, as recorded in the most recent United States census, shall receive the highest priority.

7077.0276 ESSENTIAL PROJECT COMPONENTS.

Subpart 1. Essential project components. "Essential project components," according to *Minnesota Statutes*, section 116.182, subdivision 1, paragraph (e), means those components of a wastewater disposal system that are necessary to convey or treat a municipality's existing wastewater flows and loadings and future wastewater flows and loadings based on the projected residential growth of the municipality for a 20-year period. The essential project components shall be used to calculate the percentage under subpart 2.

Subp. 2. Essential project components percentage. "Essential project components percentage" means the percentage of a project that qualifies as essential project components. Based on information contained in the approved facilities plan submitted under part 7077.0272, this percentage shall be calculated by multiplying 100 times the sum of the total existing daily carbonaceous biochemical oxygen demand (CBOD) mass loading and the residential growth daily CBOD mass loading, then dividing this product by the proposed total 20-year growth daily CBOD mass loading.

Subp. 3. Certification to authority. The essential project components percentage calculated under subpart 2 shall be included on the commissioner's certification to the authority prepared according to part 7077.0281, subpart 3.

7077.0286 COMPLETION OF CONSTRUCTION AND INITIATION OF OPERATION.

Subpart 1. Construction reporting requirements. At least 60 days before the scheduled initiation of operation, the municipality shall submit to the commissioner, as appropriate:

A. evidence that the municipality has a wastewater treatment facility operator, certified for the classification of the treatment system according to chapter 9400, directly responsible for the operation of the system; and

B. an operation and maintenance manual or a maintenance plan for the commissioner's approval.

Subp. 2. Prefinal inspection. The municipality must notify the commissioner in writing when it is ready to initiate operation and request that a prefinal inspection be scheduled before initiation of operation can occur. The purpose of this inspection is to identify construction deficiencies and to set target dates for completion of construction items.

Subp. 3. Initiation of operation.

A. Before initiation of operation will be approved, a prefinal inspection must be held and the commissioner must approve the initiation of operation date. Systems with an NPDES or SDS permit must also have the items under subpart 1, item A, completed and subpart 1, item B, approved by the commissioner.

B. After initiation of operation, the municipality must notify the commissioner in writing of the initiation of operation date within ten days following initiation of operation.

C. The date of initiation of operation is the first day of the one-year performance period.

Subp. 4. Final inspection. A final inspection of the wastewater treatment system shall be performed by agency staff when all the construction is complete except for minor weather-related components. The purpose of the inspection is to verify that construction is complete and conforms with the approved plans and specifications and change orders. The municipality shall request that a final inspection be performed when it believes construction is complete.

7077.0290 COMMISSIONER'S NOTIFICATION OF PERFORMANCE.

The commissioner shall provide written notification about the satisfactory performance of a project to the authority upon receipt of the items listed in part 7077.0288, subpart 1, and after:

A. the commissioner concurs with the certification provided under part 7077.0288, subpart 1, item A; or

B. the commissioner approves the report provided under part 7077.0288, subpart 2, item A.

7077.0292 REQUEST TO WITHHOLD FINANCIAL ASSISTANCE PAYMENTS.

Failure of a project to conform substantially to approved plans and specifications or failure of a municipality to comply with the requirements of parts 7077.0286 and 7077.0288 constitutes grounds for the commissioner to request that the authority withhold payments to the municipality. Once an agreement for correcting the condition which led to the withholding of funds is reached between the commissioner and the municipality, the commissioner shall recommend to the authority that the retained funds be released according to the provisions in the agreement.

COMBINED SEWER OVERFLOW ABATEMENT PROGRAM

7077.0300 PURPOSE.

State financial assistance is available for combined sewer overflow abatement for those municipalities eligible under *Minnesota Statutes*, section 116.162, subdivision 3. Parts 7077.0300 to 7077.0330 provide for the administration of the program for combined sewer overflow abatement financial assistance awarded on or after July 1, 1990.

7077.0310 APPLICATIONS.

[For text of subpart 1, see M.R.]

Subp. 2. **Timing and form of application.** The following provisions govern the timing and form of financial assistance applications:

[For text of item A, see M.R.]

B. A eligible municipality on the final municipal project list for a combined sewer overflow abatement project shall submit a complete application for state financial assistance by December 1 following agency adoption of that fiscal year's municipal project list, unless a different date is provided in the municipality's NPDES/SDS NPDES permit, in which case the deadline in the permit shall take precedence.

Subp. 3. **Additional information.** A municipality that applies for state financial assistance for a combined sewer overflow abatement project shall submit the following information for the commissioner's review and approval:

A. A description of the scope of work contained in the list and schedule submitted the previous June + including a list and schedule of the construction projects to be funded, or according to the NPDES/SDS by following requirements of an NPDES permit, plus additional scope of work as may be necessary to use any additional funds that may become available.

[For text of items B to G, see M.R.]

7077.0325 PROJECT PERFORMANCE.

Subpart 1. **Notification of initiation of operation.** Initiation of operation is the date the project begins operating for the purposes for which it was planned, designed, and built. The municipality shall notify the commissioner, in writing, of the project's initiation of operation date within ten days following initiation of operation.

[For text of subps 2 and 3, see M.R.]

PROJECT PRIORITY PROCESS

FINANCIAL ASSISTANCE PROGRAM

7077.0400 7077.0111 PURPOSE.

The water pollution control revolving fund program provides loans and other forms of financial assistance to municipalities for the planning, design, and construction of publicly owned wastewater treatment facilities according to Title VI of the act and Minnesota Statutes, section 446A.07. program consists of:

A. the wastewater infrastructure fund, according to Minnesota Statutes, section 446A.071;

B. the state revolving fund, according to Minnesota Statutes, section 446A.07;

C. the state independent grants program for grants awarded on or after July 1, 1990, according to Minnesota Statutes, section 116.18, subdivision 3a.

The program is jointly administered by the Minnesota Pollution Control agency and the Minnesota Public Facilities authority. Parts 7077.0400 7077.0111 to 7077.0445 7077.0292 provide for the agency's responsibilities for the administration of the program and apply to loans and other forms of financial assistance awarded before, on, or after July 1, 1990.

7077.0405 7077.0278 INTENDED USE PLAN.

Subpart 1. **Adoption of intended use plan.** The agency shall annually adopt an intended use plan based upon the requests received under subpart 3 2. The agency will amend the intended use plan to add additional eligible projects as necessary.

Subp. 2. **Eligibility Notice.** At least once a year, the commissioner shall send written notification to all municipalities that requests for placement on the intended use plan are being accepted. The notice shall include the schedule for submittal of the requirements in subpart 3 in order to be placed on the intended use plan.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

Subp. 3. Requirements. To be eligible for placement on the intended use plan, a municipality's the conditions in items A to C must be met.

A. A project must be listed on the current municipal needs project priority list.

~~Subp. 3. Requirements for placement on the intended use plan.~~ To be placed on the intended use plan, a municipality must meet the requirements of items A and B.

~~A. B.~~ The municipality must submit to the commissioner a written request for placement on the intended use plan that includes:

- (1) a brief description of the project for which financial assistance is sought;
- (2) ~~a~~ an updated project cost estimate and, if different, the requested loan amount; and
- (3) a proposed project schedule and a breakdown of estimated quarterly cash flow needs.

~~B. C.~~ For a construction loan, a municipality must first receive the commissioner's approval of its facilities plan, as required under part ~~7077.0150~~ 7077.0272, before it will be placed on the intended use plan. If the municipality is proposing to change the selected treatment method or any other major element of a previously approved facilities plan, the municipality must receive the commissioner's approval of a facilities plan addendum.

Subp. 4. Intended use plan amendments. The agency shall amend the intended use plan to add additional eligible projects as necessary.

7077.0410 APPLICATIONS 7077.0280 CERTIFICATION SUBMITTAL REQUIREMENTS.

Subpart 1. Form of application Requirements. A municipality identified on the intended use plan must submit an application to the executive director of the authority on forms provided by the authority and the agency. To receive project certification under part 7077.0281, a municipality must submit to the commissioner for review and approval the items under subparts 2 to 4 that are applicable to the project. These items must be submitted within 90 days from the date the municipality was notified that the project was placed on the intended use plan.

Subp. 2. Planning loans projects. In addition to any other information required by the authority, a municipality applying for a planning loan shall include the following items for the commissioner's review and approval as part of its application Municipalities seeking certification for planning projects shall submit:

A. a plan description of study outlining the scope of work and estimated costs that will lead to an approvable approved facilities plan;

B. a schedule for completion of the facilities plan on a form provided by the agency; and

C. a certificate of adequate errors and omissions insurance carried by the engineering firm; and

D. if more than one municipality is involved in the application, the municipalities shall submit an agreement indicating their intent to participate in joint treatment, outlining each municipality's responsibilities during planning and setting forth the cost-sharing methodology in addition, for individual sewage treatment system projects, a copy of a draft ordinance that adopts the requirements of chapter 7080, individual sewage treatment standards.

Subp. 3. Design loans projects. In addition to any other information required by the authority, a municipality applying for a design loan shall include the following items for the commissioner's review and approval as part of its application Municipalities seeking certification for design projects shall submit:

A. a schedule for completion of plans and specifications, a sewer service charge system, a sewer rate ordinance, and a sewer use ordinance on a form provided by the agency; and

B. a certificate of adequate errors and omissions insurance carried by the engineering firm;

C. a treatment agreement for each major contributing industry that will discharge wastewater to the new or upgraded system; and

D. if more than one municipality is involved in the application, the requirements of items A to C must be submitted for each municipality involved in the project. In addition, the municipalities shall submit an unexecuted intermunicipal agreement that sets forth the terms and conditions of joint treatment and the cost-sharing methodology in addition, for individual sewage treatment system projects, a copy of a draft ordinance that adopts the requirements of chapter 7080, individual sewage treatment standards.

Subp. 4. Construction loans projects. In addition to any other information required by the authority, a municipality applying for a construction loan shall include the following items for the commissioner's review and approval as part of its application. Municipalities seeking certification for construction projects shall submit:

A. plans and specifications as required under part 7077.0155. 7077.0274 for the commissioner's review and approval;

B. for wastewater treatment systems that are required to have an NPDES or SDS permit, a certification that the municipality

has adopted a sewer service charge system as ~~required under part 7077.0160, subpart 2-~~ that includes, at a minimum:

(1) the engineering and accounting data for the wastewater flows and loadings of the users of the wastewater treatment system;

(2) the estimated annual costs of equipment replacement and operating and maintaining the system;

(3) the rates that shall be charged to each user for the cost of operation, maintenance, and equipment replacement; and

(4) the rates that shall be charged to each user for the cost of debt retirement for the local capital cost of the treatment system;

C. Documentation of how the public has been informed of the proposed a copy of the municipality's resolution adopting the sewer service charge system;

D. a certification that the municipality has enacted a sewer use ordinance as required under part 7077.0160, subpart 4-, sewer rate ordinance, or combined sewer use and sewer rate ordinance that, at a minimum:

(1) establishes a rate setting method for user charges;

(2) establishes a rate setting method for debt charges;

(3) requires separate funding accounts for operation and maintenance, equipment replacement, and debt retirement;

(4) establishes financial management procedures for the sewer service charge system;

(5) establishes procedures for public noticing sewer service charge system amendments;

(6) prohibits new inflow connections to be added to the wastewater treatment system;

(7) requires new sewers and connections to be properly designed and constructed; and

(8) prohibits toxics and other pollutants to be placed in the municipal wastewater treatment system in amounts or concentrations that endanger public safety or the physical integrity of the treatment system or cause exceedance of permit limitations;

E. A sewer rate ordinance as required under part 7077.0160, subpart 3- an affidavit of publication for the sewer use ordinance and the sewer rate ordinance;

F. A project schedule on a form provided by the agency- for individual sewage treatment system projects, a certification that the municipality has enacted an ordinance that:

(1) adopts the requirements of chapter 7080;

(2) prohibits nonsewage discharges from nonresidential structures with wastewater flows or nonsewage discharges from residential structures with a water-using business to individual sewage treatment systems; and

(3) establishes a maintenance plan;

G. A signature and registration number of the consulting engineer accompanying the following certification statement: a certification that the municipality is enforcing the ordinance under item F.

The facilities described in this application have been designed based on data that has been verified to accurately represent present and future flows and loadings and with full knowledge of the effluent limitations required by the Minnesota Pollution Control Agency as set forth in NPDES Permit No. _____ dated _____. It is my judgment and carefully considered opinion that these facilities will be capable of consistently producing the required effluent quality, provided that the facilities are operated in conformance with the approved operation and maintenance manual and that the volume and characteristics of raw wastewater are within the limits of the flow data presented in the plans and specifications under the requirements of *Minnesota Rules*, part 7077.0155, subpart 2, item C.

H. A certificate of adequate errors and omissions insurance carried by the engineering firm.

I. An engineering contract that includes, at a minimum, the following provisions:

(1) full-time inspection during construction and written monthly reports submitted to the agency describing the type of construction inspected and the time involved in inspection;

(2) two sets of "as built" plans and specifications on microfiche;

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. **Strike outs** indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. **Strike outs** indicate deletions from proposed rule language.

Proposed Rules

(3) preparation of an operation and maintenance manual; and

(4) start-up services during the first year of operation, including:

(a) direct the operation of the project and revise the operation and maintenance manual as necessary to accommodate actual operating experience;

(b) train or provide for training of operating personnel and prepare necessary curricula and training materials; and

(c) advise the municipality whether the project is meeting performance standards.

J. A certification from the municipality that it will comply with the performance certification requirements in part 7077.0440.

K. A treatment agreement with each major contributing industry that will discharge wastewater to the new or upgraded system.

L. A cost breakdown of all work to be funded under the loan.

M. A legal opinion identifying that the municipality has sufficient legal vested interest in all sites, easements, or rights-of-way to ensure immediate construction and undisturbed utilization for the estimated life of the facilities.

N. If more than one municipality is involved in the application, an executed intermunicipal agreement that sets forth the terms and conditions of joint treatment and the cost-sharing methodology.

Subp. 5. Extension procedure. If a municipality cannot submit the applicable information required under subpart 2, 3, or 4 within the deadline under subpart 1, it must make a written request to the commissioner for an extension of time. This request must outline the reason for needing the extension and the proposed submittal dates, and must be signed by an authorized municipal representative.

7077.0415 APPLICATION 7077.0281 COMMISSIONER CERTIFICATION TO AUTHORITY.

Subpart 1. **Planning loans Certification of planning projects.** Upon review and approval of the documents required by part 7077.0410 7077.0280, subpart 2, and a determination that the project meets the applicable requirements of the act, federal regulations, state statutes, and this chapter, the commissioner shall certify the application project to the authority.

Subp. 2. **Design loans Certification of design projects.** Upon review and approval of the documents required by part 7077.0410 7077.0280, subpart 3, and a determination that the project meets the applicable requirements of the act, federal regulations, state statutes, and this chapter, the commissioner shall certify the application project to the authority.

Subp. 3. **Construction loans Certification of construction projects.** Upon review and approval of the documents required by part 7077.0410, subpart 4, completion of items A and B, and a determination that the project meets the applicable requirements of the act, federal regulations, state statutes, and this chapter the completion of items A to D, the commissioner shall certify the application project to the authority.

A. The environmental review requirements of chapter 4410, *Minnesota Statutes*, chapter 116D, and title ~~V1~~ of the act Code of Federal Regulations, title 40, part 35, subpart K, have been satisfactorily met.

B. The municipality has obtained a NPDES/SDS NPDES or SDS permit from the agency for the project, if applicable.

C. The documents required under part 7077.0280, subpart 4, have been reviewed and approved.

D. The project has been determined to meet the applicable requirements of the act, federal regulations, Minnesota Statutes, and this chapter.

Subp. 4. **Amended certification.** If there is significant alteration to a project after the commissioner certifies the project to the authority, the municipality must request, in writing, an amended certification. Upon review and approval of the request and project alteration, the commissioner shall send an amended certification to the authority.

7077.0425 7077.0284 INSPECTIONS.

The commissioner may conduct inspections of the ~~municipality's~~ project under *Minnesota Statutes*, section 115.03, subdivision 1, paragraph (f).

7077.0440 7077.0288 PROJECT PERFORMANCE.

Subp. 2. **Performance certification.** One year after the initiation of operation of the project, the municipality shall submit to the commissioner the following items, as appropriate for a project:

A. a certification stating whether the project meets the following performance standards:

(1) the project has been completed according to approved construction plans and specifications and change orders;

(2) the municipality has a sufficient number of trained and capable personnel, including a wastewater treatment facility operator having a valid state certificate, to provide adequate operation and maintenance of the project, and the project requires only the operation and maintenance as is outlined as normal and routine in the approved operation and maintenance manual or maintenance plan;

(3) the project accepts hydraulic and organic loading to the extent described in the approved design specifications and ~~complies with all NPDES/SDS NPDES OR SDS permit requirements conditions;~~

(4) ~~industrial nonresidential~~ wastewater discharges to the treatment ~~works~~ system do not interfere with the operation of the project or the disposal, or use of septage or municipal sludges, and do not degrade groundwater or surface water;

(5) ~~sludge septage~~ treatment and disposal is accomplished in ~~conformance~~ accordance with ~~chapter 7040 or parts 7005.2350 to 7005.2400~~, as applicable state, federal, and local standards; and

(6) the project meets the requirements in the approved plans and specifications for the prevention of contamination of underground drinking water sources beyond the property boundary, ~~if applicable~~;

B. a start-up evaluation report describing the performance of the project;

C. a revised operation and maintenance manual or revised maintenance plan based on actual operating experience obtained during the one-year start-up period;

D. ~~a certification by the contractor that the project was built according to the approved plans and specifications and change orders~~ documentation that the municipality is collecting sufficient funds to provide for operation and maintenance and equipment replacement costs in conformance with the approved operation and maintenance manual on a form provided by the agency; and

E. two copies of the "as-built" plans and specifications on microfiche.

Subp. 3. **Corrective action report.** If the commissioner or the municipality determines that the project does not meet the project performance standards under subpart 2, item A, the municipality shall:

A. ~~submit~~ within 30 days of the performance certification date or within 30 days of the commissioner's determination that the project does not meet the project performance standards, submit a corrective action report that includes:

(1) an analysis of the project's failure to meet the performance standards;

(2) an estimate of the nature, scope, and cost of the corrective action necessary to bring the project into compliance with its performance standard; and

(3) a schedule for initiating, in a timely manner, the necessary corrective action work and for meeting the performance certification requirements following a start-up period that is reasonable for the type of corrective action work to be performed; and

B. following the completion of corrective action work, submit a performance certification as specified under subpart 2 according to the schedule in item A, subitem (3).

~~7077.0445~~ 7077.0292 REQUEST TO WITHHOLD FINANCIAL ASSISTANCE PAYMENTS.

Failure of a ~~municipality's~~ project to conform substantially to approved plans and specifications or failure of a municipality to comply with the requirements of ~~part parts 7077.0430 7077.0286 and 7077.0440 7077.0288~~ constitutes grounds for the commissioner to request that the authority withhold payments to the municipality. Once an agreement for correcting the condition leading which led to the withholding of funds is reached between the commissioner and the municipality, the commissioner will recommend to the authority that the retained funds be released according to the provisions in the agreement.

7077.0505 DEFINITION.

Subp. 5. **Performance standards.** "Performance standards" means, for the purpose of this program, the criteria established for a wastewater treatment facility system under the Clean Water Act, *United States Code*, title 33, sections 1281 to 1299, or the state independent construction grants program for the purpose of determining the project's satisfactory performance.

**INDIVIDUAL ON-SITE WASTEWATER TREATMENT SYSTEMS
GRANTS CAPITAL COST COMPONENT PROGRAM**

7077.0600 PURPOSE.

The capital cost component grant program provides grants to municipalities for part of the capital cost component of the service fee under a service contract with a private vendor to construct and operate wastewater treatment ~~facilities~~ systems according to the provisions of *Minnesota Statutes*, section 116.18, subdivision 3b. The program is jointly administered by the Minnesota Pollution Control Agency and the Minnesota Public Facilities Authority. The program applies to grants made before, on, or after July 1, 1990. Parts 7077.0600 to 7077.0660 provide for the agency's responsibilities for the administration of the program.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

7077.0610 ELIGIBILITY.

To be eligible for a capital cost component grant, a municipality must be listed on the ~~municipal needs~~ project priority list.

7077.0615 GRANT APPLICATIONS.

[For text of subpart 1, see M.R.]

Subp. 2. **Application requirements.** The municipality shall apply for a capital cost component grant on an application form provided by the commissioner. The municipality shall submit the following information with the application:

A. a copy of the municipality's request for proposals for construction and operation of the wastewater treatment facility system;

B. an engineering report containing:

(1) a description of the geographic planning area and the population to be served by the wastewater treatment facility system;

(2) the effluent limitations for which the wastewater treatment facility system is being designed;

[For text of subitems (3) and (4), see M.R.]

[For text of item C, see M.R.]

D. a design summary of the wastewater treatment facility system with all components listed and sized.

[For text of subs 3 to 5, see M.R.]

7077.0620 SELECTION OF ELIGIBLE GRANTEES.

Subpart 1. **Ranking of applicants.** Within 30 days of the close of the application period, the commissioner shall rank those applicants who have submitted a complete and timely application according to their priority ranking on the ~~municipal needs~~ project priority list.

[For text of subp 2, see M.R.]

7077.0625 AMOUNT OF GRANT AWARD.

Subpart 1. **State and federal construction grants program list.** Each August the commissioner shall prepare a list of all municipal wastewater treatment ~~facilities~~ systems that have accepted bids under the state and federal construction grants program during the three previous state fiscal years. The municipal wastewater treatment ~~facilities~~ systems shall be listed in order of the population of the service area.

[For text of subs 2 and 3, see M.R.]

Subp. 4. **Grant limitation.** No grant shall exceed 100 percent of the actual costs of design and construction of the wastewater treatment facility system. The cost of acquiring an existing facility system must not be included as an eligible cost for the purpose of determining actual costs.

7077.0640 GRANT CONDITIONS.

[For text of subpart 1, see M.R.]

Subp. 2. **General conditions.** The grantee shall comply with the conditions in items A to E during the course of constructing the wastewater treatment facility system.

A. Within 365 days after the grant award date, the grantee shall submit to the commissioner for technical review and approval complete plans and specifications for the wastewater treatment facility system. The commissioner shall approve or deny approval of the plans and specifications within 90 days after initial submittal. The grantee and the commissioner may agree to one extension of up to an additional 90 days.

[For text of items B to D, see M.R.]

E. Before placing the wastewater treatment facility system into operation, the grantee shall submit to the commissioner an operations and maintenance manual for the wastewater treatment facility system. The commissioner shall review the manual and provide comments to the grantee.

7077.0650 GRANT PAYMENT.

[For text of subpart 1, see M.R.]

Subp. 2. **Schedule of payment.** Capital cost component grants shall be paid in accordance with the following schedule:

A. 80 percent of the grant upon compliance by the grantee with the following conditions:

(1) submission of a certification that the wastewater treatment facility system has been completed in accordance with the approved plans and specifications and approved change orders;

[For text of subitems (2) to (4), see M.R.]

(5) submission of written documentation to the commissioner of actual design and construction costs incurred for the wastewater treatment ~~facility~~ system.

[For text of item B, see M.R.]

[For text of subs 3 and 4, see M.R.]

INDIVIDUAL SEWAGE TREATMENT SYSTEMS GRANTS PROGRAM

7077.0700 PURPOSE.

The individual ~~on-site wastewater~~ sewage treatment systems grants program provides grants to municipalities to assist owners of individual ~~on-site wastewater~~ sewage treatment systems to upgrade or replace their failed systems according to the provisions of *Minnesota Statutes*, section 116.18, subdivision 3c. The program is jointly administered by the Minnesota Pollution Control Agency and the Minnesota Public Facilities Authority. The program applies to grants awarded before, on, or after July 1, 1990. Parts 7077.0700 to 7077.0765 provide for the agency's responsibilities for the administration of the program.

7077.0705 DEFINITIONS.

[For text of subpart 1, see M.R.]

Subp. 2. **Abatement notice.** "Abatement notice" means an official document issued by the municipality to the owner of an individual ~~or cluster on-site wastewater~~ sewage treatment system stating that the owner is in violation of the municipality's ordinance that adopts the requirements of chapter 7080. The abatement notice must include a citation to the ordinance alleged to have been violated and a time frame for correcting the alleged violations.

Subp. 2a. **Application cycle.** "Application cycle" means the development of ~~an on-site~~ a funding list and the acceptance, review, and approval of written applications for individual ~~on-site wastewater~~ sewage treatment system grant funds.

Subp. 5a. [See repealer.]

Subp. 6. **Construction cost.** "Construction cost" means the cost of the materials, labor, overhead, and profit necessary for installation, construction, and repair of an ~~on-site wastewater~~ individual sewage treatment system established by a contract between a system owner and a system installer.

Subp. 7. [See repealer.]

[For text of subp 8, see M.R.]

Subp. 9. **Failed system.** "Failed system" means a ~~wastewater~~ an individual sewage treatment system that does not conform to chapter 7080 and has been issued an abatement notice by the municipality.

Subp. 10. **Individual on-site wastewater treatment system or individual system systems program.** "Individual on-site ~~wastewater treatment system~~" or "~~individual system systems program~~" means a ~~wastewater~~ the same as "individual sewage treatment system, or part of a system, serving one dwelling or other establishment, that uses subsurface soil treatment and disposal systems grants program," which is administered according to parts 7077.0700 to 7077.0765.

Subp. 11. **Inspector.** "Inspector" means a person employed by or under contract to the municipality who inspects ~~on-site wastewater~~ individual sewage treatment systems for conformance with the ordinance that adopts the requirements of chapter 7080, and has received agency approval under part 7077.0720.

Subp. 12. **Installer.** "Installer" means a person who constructs or repairs ~~on-site wastewater~~ individual sewage treatment systems according to chapter 7080, and has received agency approval under part 7077.0720.

Subp. 12a. [See repealer.]

[For text of subs 13 to 15, see M.R.]

Subp. 16. [See repealer.]

Subp. 16a. **Planning area.** "Planning area" means an area of contiguous ~~dwellings or other establishments~~ structures with waste- water flows. A planning area is the entire geographic area within a municipality's jurisdiction unless the commissioner approves an alternative area.

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

[For text of subp 16b, see M.R.]

Subp. 17. **Seasonal residence.** "Seasonal residence" means a ~~dwelling used~~ structure with wastewater flows resided at for less than 182 days of a calendar year by a single family or household. Second homes, vacation residences, and recreation residences are included in this definition.

Subp. 17a. **Site evaluation costs.** "Site evaluation costs" means the expenses associated with a site evaluation, which include the cost of a ~~site evaluator~~ an evaluator/designer, soil borings, percolation tests, and the determination of topographical features.

Subp. 18. [See repealer.]

Subp. 18a. **System design costs.** "System design costs" means the expenses charged by a ~~designer~~ an evaluator/designer to complete the necessary calculations for system size, location, materials, and other items necessary to develop a bed, trench, or mound wastewater treatment system design that conforms to chapter 7080.

[For text of subp 19, see M.R.]

7077.0710 ELIGIBILITY.

Subpart 1. **Eligibility to participate.** Only municipalities, as defined under part 7077.0105, subpart 24, are eligible to participate in the individual ~~on-site wastewater~~ sewage treatment systems grants program.

Subp. 2. **Eligibility of individual and cluster sewage treatment systems.**

A. For an individual ~~or cluster~~ sewage treatment system to be eligible to be included in a municipality's grant application ~~and to receive grant funds~~ it must meet the following conditions:

- ~~A-~~ (1) be a failed system;
- ~~B-~~ (2) have been constructed before January 1, 1977;
- ~~C-~~ (3) not be serving a seasonal residence;
- ~~D-~~ (4) not have been constructed with state or federal water pollution control funds; and
- ~~E-~~ (5) be located within the project planning area.

B. For an individual sewage treatment system to be eligible to receive grant funds it must meet the following conditions:

(1) replace or correct a system that meets the requirements of part 7077.0710, subpart 2A, identified on a municipality's grant application;

(2) meet the requirements under Minnesota Statutes, section 116.18, subdivision 3c, paragraph (b);

(3) have a capacity to treat no more than 5,000 gallons of wastewater per day; and

(4) meet the applicable design, location, installation and use standards and criteria established under chapter 7080.

Subp. 3. **Eligibility of funded areas.** ~~On-site wastewater~~ Individual sewage treatment systems located in geographic areas that were included in planning areas of projects previously funded with state or federal water pollution control funds are not eligible for funding under this program.

Subp. 4. **Eligibility of alternative planning area.** The commissioner shall evaluate any written municipal proposal for a project planning area that is less than the municipality's entire geographic jurisdiction. The commissioner's evaluation of the proposal shall be based on housing density, water quality impact, and public health impact. Separate ~~dwelling or other establishments~~ structures with wastewater flows that are not part of a contiguous area shall not be approved as or part of a planning area.

Subp. 5. **Eligibility to submit a request to be placed on the on-site funding list.** The commissioner shall only accept requests to place projects on the ~~on-site~~ funding list under part 7077.0713 from municipalities that:

[For text of items A and B, see M.R.]

Subp. 6. **Eligibility to submit grant application.** The authority shall accept grant applications only from municipalities that have:

- A. successfully submitted requests to be placed on the ~~on-site~~ funding list;

[For text of items B and C, see M.R.]

7077.0713 ON-SITE FUNDING LIST.

Subpart 1. **On-site Funding list.** An ~~on-site~~ A funding list shall be compiled by the commissioner before each grant application period. The list shall be used to determine which municipalities are eligible to apply for individual ~~on-site wastewater~~ sewage treatment system grant funds.

Subp. 2. **Requirements for placement on the on-site funding list.** To be placed on the ~~on-site~~ funding list a municipality must meet the requirements of part 7077.0710, subpart 5, and either item A, B, or C, as appropriate.

A. A municipality with a project proposal must submit a written request for the project to be placed on the ~~on-site~~ funding list to the commissioner during a submittal period announced by a notice in the *State Register*. The notice shall include submittal deadlines and conditions. The placement request must be made on forms provided by the agency and must include:

(1) a resolution of the governing body of the municipality that designates the municipality as the responsible party for the ~~on-site~~ funding list placement request and future grant application, authorizes the filing of the request and future application, and designates the municipal official authorized to sign the request, future application, and related documents;

[For text of subitem (2), see M.R.]

(3) a preliminary list that identifies the addresses of the ~~on-site wastewater~~ individual sewage treatment systems that are suspected to be failed and that meet the eligibility requirements under part 7077.0710, subpart 2;

[For text of subitems (4) and (5), see M.R.]

(6) a copy of a draft ordinance for adopting the requirements of chapter 7080 and establishing a maintenance plan for the individual ~~on-site wastewater~~ sewage treatment systems within the jurisdiction of the municipality; and

[For text of subitem (7), see M.R.]

[For text of items B and C, see M.R.]

Subp. 3. **Incomplete requests.** Municipalities that submit placement requests that do not include the information required in subpart 2 or that are not postmarked by the published deadline shall not be placed on the ~~on-site~~ funding list.

Subp. 4. **Priority ranking.** Priority ranking of projects will be based on the median household income approved by the commissioner for the project planning area. Ranking on the ~~on-site~~ funding list shall be determined as described in items A to C:

[For text of item A, see M.R.]

B. Grant increase amendments other than for partial awards shall be ranked after the lowest priority partial award project on the ~~on-site~~ funding list and before project proposals. These grant increases shall be ranked with the lowest median household income receiving the highest priority.

C. Project proposals shall be ranked after the lowest priority grant increase amendment project on the ~~on-site~~ funding list. Project proposals shall be ranked with the lowest median household income receiving the highest priority.

Subp. 5. **Determination of fundable range.** To determine the fundable range on the ~~on-site~~ funding list, the commissioner shall subtract the estimated grant amount or calculated grant increase for each project, in order of decreased priority, from the amount available in the individual ~~on-site wastewater~~ sewage treatment system grant fund. The projects classified as fundable are those that have their estimated or calculated project costs subtracted before the grant fund amount is depleted or diminished to an amount too small to complete the majority of the project next in priority on the ~~on-site~~ funding list.

Subp. 6. **Determination of projects eligible to submit applications.** Only municipalities with projects classified as fundable on the ~~on-site~~ funding list are eligible to submit applications.

Subp. 7. **Exclusion from fundable range.** Projects not classified as fundable on the ~~on-site~~ funding list must resubmit the documents required under subpart 2 during a subsequent placement request period.

Subp. 8. **Commissioner notification.** The commissioner shall notify each municipality of the ~~on-site~~ funding list priority for its project.

7077.0720 APPROVAL OF INDIVIDUAL ~~ON-SITE WASTEWATER SEWAGE~~ TREATMENT PERSONNEL.

Subpart 1. **General requirement.** For the purposes of parts 7077.0700 to 7077.0765, inspectors, ~~site evaluators, designers~~ evaluator/designers, and installers who inspect, evaluate sites for, design, and install ~~on-site wastewater~~ individual sewage treatment systems under those parts must be approved by the commissioner under subpart 2 or 3.

[For text of subp 2, see M.R.]

Subp. 3. **Second alternate approval criteria.** A person referred to in subpart 1 may apply for approval under this subpart by submitting an application provided by the commissioner upon request. An applicant will be approved by the commissioner if the applicant meets the requirements of items A and B.

[For text of item A, see M.R.]

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

B. An applicant must document experience by completing the following requirements:

(1) An inspector must submit a list of ~~on-site wastewater~~ individual sewage treatment systems inspected by the applicant in the past three years. The inspector must certify that a minimum of 30 systems, or parts of systems, listed conform with the criteria in chapter 7080.

(2) ~~A site evaluator~~ An evaluator/designer must submit a list of ~~on-site wastewater~~ individual sewage treatment systems for which the ~~evaluator~~ evaluator/designer has conducted site evaluations in the past three years. The ~~site evaluator~~ evaluator/designer must certify that a minimum of 20 sites for the systems listed were evaluated according to the criteria in chapter 7080.

(3) ~~A designer~~ An evaluator/designer must submit a list of ~~on-site wastewater~~ individual sewage treatment systems designed by the applicant in the past three years. The ~~designer~~ evaluator/designer must certify that a minimum of 20 systems listed were designed according to the criteria in chapter 7080.

(4) An installer must submit a list of ~~on-site wastewater~~ individual sewage treatment systems constructed or repaired by the applicant in the past three years. The installer must certify that a minimum of ten systems listed were constructed or repaired according to the criteria in chapter 7080.

[For text of subp 4, see M.R.]

Subp. 5. **Purpose of agency approval.** Agency approval of inspectors, ~~site evaluators, designers~~ evaluator/designers, and installers is for grant funding purposes only. This approval does not make the agency responsible for the technical adequacy of the work of inspectors, ~~site evaluators, designers~~ evaluator/designers, and installers nor does it alter legal liability of this personnel otherwise provided by law.

7077.0725 GRANT APPLICATION.

Subpart 1. **Eligibility.** No municipality shall submit an individual ~~on-site wastewater~~ sewage treatment system grant application unless it meets the eligibility requirements of part 7077.0710, subpart 6. The written notification from the commissioner shall include application submittal conditions and deadlines. No municipality is eligible for a grant unless a complete grant application has been submitted to the authority and has been certified by the commissioner. A complete application includes all the documents required under subpart 2.

Subp. 2. **Application requirements.** The municipality must apply for a grant on a form provided by the commissioner or the authority. The municipality must submit to the authority the following information with the application:

A. the wastewater treatment plan adopted by the municipality's governing body that identifies wastewater treatment needs, proposes long-term solutions for a planning area, and includes:

[For text of subitem (1), see M.R.]

(2) site evaluations, including soil investigations, soil borings, and percolation tests for the failed systems identified in subitem (1) prepared by a ~~site evaluator~~ an evaluator/designer and a determination if it is feasible to replace or upgrade the failed systems on site made by a ~~system designer~~ an evaluator/designer;

(3) a summary of the proposed systems that includes sizing, location, and design, prepared by a ~~designer~~ an evaluator/designer using data from the site evaluations prepared under subitem (2);

(4) a list of the failed individual ~~on-site wastewater~~ sewage treatment systems, including addresses and names of property owners, that meet the eligibility requirements under part 7077.0710, subpart 2, item A, and copies of the abatement notices;

[For text of subitem (5), see M.R.]

(6) documentation of approval of the project inspector, ~~site evaluator or site evaluators, designer~~ evaluator/designers, and installer under part 7077.0720; and

[For text of subitem (7), see M.R.]

B. a copy of the enacted ordinance that adopts the requirements of chapter 7080, individual sewage treatment system standards, and establishes a maintenance plan for the ~~on-site wastewater~~ individual sewage treatment systems in the municipal jurisdiction and certification that the ordinance is being enforced;

[For text of items C to F, see M.R.]

G. an assurance from the municipality that states that all property owners of dwellings or other establishments planned who plan to be connected to a ~~cluster~~ an individual sewage treatment system that serves two or more structures with wastewater flows agree to be part of the system, to participate in the construction projects, and to participate in and finance future operation, maintenance, and replacement of the system.

[For text of subps 3 and 4, see M.R.]

Subp. 5. **Incomplete applications.** Municipalities that submit applications postmarked by the application deadline that require additional information to be considered complete under subpart 2, have 45 days from the application deadline to submit the information needed to make the application approvable. If an application is not completed within this 45 days, the municipality is ineligible for funding. Ineligible municipalities must wait to reapply until the ~~on-site~~ funding list placement requirements have been met and the project has been classified as fundable under part 7077.0713 during a subsequent application cycle.

Subp. 6. **Three copies.** Individual ~~on-site wastewater~~ sewage treatment system grant application forms and attachments must be submitted in triplicate to the authority. At least one set of forms and attachments must contain original signatures.

[For text of subp.7, see M.R.]

7077.0730 ELIGIBLE COSTS.

Subpart 1. **Eligible costs.** Only the actual site evaluation, system design, and construction costs of upgrading or replacing failed individual ~~or cluster on-site wastewater~~ sewage treatment systems that have been identified under part 7077.0725, subpart 2, item A, subitem (4), are eligible. Upgraded or replacement systems must be a trench, bed, or mound design and ~~serve five or fewer dwellings or other establishments meet the requirements under part 7077.0710, subpart 2, item B,~~ to be eligible for grant participation. Only the costs associated with one system shall be eligible for each ~~dwelling or other establishment structure with wastewater flows.~~

Subp. 2. **Ineligible costs.** All inspection, administrative, land, and easement costs are ineligible for grant assistance. Planning and engineering costs, other than for site evaluation and system design, are also ineligible for grant assistance.

[For text of subp 4, see M.R.]

7077.0735 AMOUNT OF GRANT AWARD.

Subpart 1. **Grant amount.** The amount of the grant to be awarded will be the sum of items A and B:

A. 50 percent of the construction costs eligible under part 7077.0730 up to a maximum amount of \$2,500 per ~~dwelling or other establishment structure with wastewater flows~~ for a trench or bed system and \$3,750 per ~~dwelling or other establishment structure with wastewater flows~~ for a mound system; and

B. 50 percent of the site evaluation and system design costs eligible under part 7077.0730 up to a maximum amount of \$150 per ~~dwelling or other establishment structure with wastewater flows.~~

Subp. 2. **Partial awards.** A municipality that receives only a part of the grant to which it is entitled, due to the limitation of funding, will be entitled to receive a grant amendment in the next year or years, if individual ~~on-site wastewater sewage~~ treatment systems grant funding is available, until the full amount of the grant is awarded. If a municipality accepts a partial grant it must identify which project elements will be completed with the grant as part of the grant agreement.

Subp. 3. **Funds not allocated.** Individual ~~on-site wastewater sewage~~ treatment system grant funds that are not allocated for a fundable project, that are refused by a municipality, or that are denied award by the commissioner or authority shall remain in the grant fund for distribution during the next application cycle.

Subp. 4. **Amendments.** Grant amendments shall be made as described in items A and B:

A. Grant increase amendments shall only be made to fulfill the original grant entitlement for municipalities that receive partial awards as described under subpart 2, to reimburse the eligible cost for failed ~~on-site individual sewage~~ treatment systems in a project planning area that were not identified on the ~~on-site~~ funding list placement request, and to reimburse site evaluation and system design costs eligible under subpart 1, item B, for municipalities that received individual ~~on-site wastewater sewage~~ treatment system grant awards before July 1, ~~1991~~ 1990. Grant increases shall be made during an application cycle when ~~on-site~~ funds are available and the grant increase has been classified as fundable on the corresponding ~~on-site~~ funding list.

[For text of item B, see M.R.]

7077.0750 PAYMENT CONDITIONS.

Payment of the grant is contingent on complying with the following conditions:

A. The upgrade or replacement to the existing system must be designed by ~~a designer~~ an evaluator/designer using data from ~~a site evaluator~~ an evaluator/designer.

[For text of items B to E, see M.R.]

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Proposed Rules

7077.0755 PAYMENTS.

[For text of subpart 1, see M.R.]

Subp. 2. **Schedule of payments.** Payments may be requested monthly as construction on individual ~~and cluster~~ sewage treatment systems is completed and approved by the inspector.

Subp. 3. **Documentation.** Before payment of any part of the grant is made, the municipality must certify to the agency that the payment conditions under part 7077.0750 have been fulfilled and invoices that document incurred site evaluation, system design, and construction costs for each upgraded or replaced ~~on-site~~ individual sewage treatment system will be kept on file for state audit purposes.

[For text of subp 4, see M.R.]

REPEALER. *Minnesota Rules*, parts 7077.0105, subparts 4, 16, 20, 21, 22, 23, 33, 34, 35, 36, 40, 42, and 46; 7077.0110; 7077.0120; 7077.0125; 7077.0130; 7077.0135; 7077.0140; 7077.0145; 7077.0150, subpart 4; 7077.0160; 7077.0200; 7077.0205; 7077.0210; 7077.0215; 7077.0220; 7077.0225; 7077.0230; 7077.0235; 7077.0240; 7077.0245; 7077.0250; 7077.0255; 7077.0260; 7077.0265; 7077.0305; 7077.0420; 7077.0430; 7077.0435; 7077.0605; 7077.0630; 7077.0635; 7077.0645; 7077.0655; 7077.0660; and 7077.0705, subparts 5a, 7, 12a, 16, and 18, are repealed.

RENUMBER. The part numbers in column A shall be renumbered as the part numbers in column B and all internal references shall be changed accordingly.

A	B
<u>7077.0400</u>	<u>7077.0111</u>
<u>7077.0150</u>	<u>7077.0272</u>
<u>7077.0155</u>	<u>7077.0274</u>
<u>7077.0405</u>	<u>7077.0278</u>
<u>7077.0410</u>	<u>7077.0280</u>
<u>7077.0415</u>	<u>7077.0281</u>
<u>7077.0425</u>	<u>7077.0284</u>
<u>7077.0440</u>	<u>7077.0288</u>
<u>7077.0445</u>	<u>7077.0292</u>

Department of Revenue

In the Matter of the Proposed Amended Rule Proposed Permanent Rule Relating to Sales and Use Tax On Automatic Data Processing and Computer Software

Notice of Intent to Adopt an Amended Rule and a New Rule With a Public Hearing

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Department of Revenue following the procedures set forth in the Administrative Procedure Act, in *Minnesota Statutes*, sections 14.131 to 14.20, section 14.25 and by parts 1400.0200 to 1400.1200. The hearing will be held at the Minnesota Department of Revenue, Skjeggstad Seminar Room, 8th Floor, 10 River Park Plaza, St. Paul, Minnesota 55107, on March 29, 1993, commencing at 9:00 a.m. and continuing until all interested persons and groups have had an opportunity to be heard concerning adoption of this rule by submitting either oral or written data, statements, or arguments. Statements, briefs or written material may be submitted within the comment period described in this notice without appearing at the hearing by sending them to Administrative Law Judge Howard Kaibel, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, (612) 341-7608. Questions regarding procedure may be directed to Judge Kaibel at the above-listed address.

Subject Matter and Statutory Authority. The subject matter of the hearing is on the proposed adoption of amendments to the sales and use tax rule governing the taxation of automatic data processing and a proposed new sales and use tax rule governing the taxation of computer software. The statutory authority to adopt the rule is *Minnesota Statutes*, section 270.06, subdivision 13 (1992).

The text of the proposed amended automatic data processing rule and the proposed rule for computer software was published in the *State Register*, November 30, 1992, Volume 17, Number 22, pages 1351 through 1365.

Nature and Effect of Proposed Rule. A free copy of the proposed rule is available on request from the Minnesota Department of Revenue. Requests for copies of the proposed rule may be directed to John E. Streiff, Attorney, Appeals, Legal Services, and Criminal Investigation Division, 10 River Park Plaza, Mail Station, 2220, St. Paul, Minnesota 55146-2220, (612) 296-1902 Extension 133.

Hearing Procedure. Persons interested in attending the hearing may notify John E. Streiff at the address or telephone number listed above. All interested or affected persons will have an opportunity to participate by presenting oral and/or written evidence at the hearing. All evidence presented should relate to the proposed rule. Questioning of agency representatives or witnesses, and of interested

persons making oral statements will be allowed in order to explain the purpose or operation of the proposed rules, or a suggested modification, or for other purposes material to the evaluation or formulation of the proposed rules. As a result of the hearing process, the proposed rule may be modified.

Written material may be submitted to the Administrative Law Judge and recorded in the hearing record for five working days after the public hearing ends. The comment period may be extended for a longer period not to extend 20 calendar days if ordered by the Administrative Law Judge at the hearing. The written materials must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the last day for submission of written materials. Comments received during the comment period will be available for review at the Office of Administrative Hearings. Following the five to twenty-day comment period, the commissioner and interested persons have five working days to respond in writing to any new information submitted. The written materials must be received at the Office of Administrative Hearings no later than 4:30 p.m. on the last day for submission of written materials. During the five-day period, the agency may indicate in writing whether there are any amendments suggested by other persons which the agency is willing to adopt. Additional evidence may not be submitted during the five-day period. The written responses will be added to the rulemaking record.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A requires each lobbyist to register with the State Ethical Practices Board within five days after he or she commences lobbying. Questions should be directed to Jeanne Olson, Assistant Executive Director, Ethical Practices Board, First Floor South, Centennial Office Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (612) 296-1721.

Adoption Procedure After the Hearing. Any person may request notification of the date on which the administrative law judge's report will be available, after which date the agency may not take any final action on the rules for a period of five working days. If you desire to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the administrative law judge. Any person may request notification of the date on which the rules were adopted and filed with the secretary of state. The notice must be mailed on the same day that the rules are filed. If you want to be so notified you may so indicate at the hearing or send a request in writing to the agency at any time prior to the filing of the rules with the secretary of state.

Statement of Need and Reasonableness. Notice is hereby given that a statement of need and reasonableness is now available for review at the agency and at the Office of Administrative Hearings. This statement of need and reasonableness includes a summary of all the evidence and argument which the agency anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rules. Copies of the statement of need and reasonableness may be reviewed at the agency or the Office of Administrative Hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

Expenditure of Public Money by Local Public Bodies and Impact on Agricultural Lands. *Minnesota Statutes*, section 14.11, subdivision 1, does not apply because the proposed rule will not require the expenditure of public monies by local units of government. *Minnesota Statutes*, section 14.11, subdivision 2, does not apply because the proposed rule will not have any direct adverse effects on agricultural lands in the state.

Small Business Considerations. The statement of need and reasonableness also addresses small business considerations in rulemaking, as required by *Minnesota Statutes*, section 14.155 (1992). "Small business" means a business entity, including farming and other agricultural operations and its affiliates, that (a) is independently owned and operated, (b) is not dominant in its field, and (c) employs fewer than 50 full-time employees or has gross annual sales of less than \$4,000,000. *Minnesota Statutes*, section 14.115, subd. 1 (1992). The proposed rule is not expected to place any additional financial or administrative burden on small businesses.

Dated: 29 January 1993

Morris J. Anderson
Commissioner of Revenue
State of Minnesota

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Adopted Rules

The adoption of a rule becomes effective after the requirements of Minn. Stat. § 14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. § 14.33 and upon the approval of the Revisor of Statutes as specified in § 14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under § 14.18.

Department of Revenue

Adopted Permanent Rules Relating to Sales Tax on Waste Disposal and Collection Services

The rules proposed and published at *State Register*, Volume 17, Number 16, pages 847-850, October 19, 1992 (17 SR 847), are adopted with the following modifications:

Rules as Adopted

8130.2100 WASTE COLLECTION AND DISPOSAL SERVICES.

Subp. 3. **Taxpayers.** The person responsible for collecting and remitting the sales tax is the person who bills the customer for the waste collection services.

C. Landfill and transfer station operators are required to collect and remit the sales tax on all charges for the disposal of mixed municipal solid waste at their facilities, provided that commercial haulers who bill customers for waste disposal services and for the sales tax, or who provide these services pursuant to a contract with a governmental entity which collects and remits the sales tax, are not required to pay the sales tax to landfill operators if the hauler provides the landfill operator with a completed Commercial Hauler's Exemption Certificate.

Landfill and transfer station operators are not required to collect and remit the sales tax on charges billed to refuse-derived fuel plant operators for the disposal of waste which was previously subjected to sales tax. Refuse-derived fuel plant operators are required to provide landfill and transfer station operators with a letter from the Department of Revenue as proof of exemption from sales tax for disposal of this waste.

Withdrawn Rules

Department of Transportation

Office of Railroads and Waterways

Notice of Withdrawal of Proposed Rules

NOTICE IS HEREBY GIVEN that the proposed rules governing railroad grade crossings as published in the *State Register* on January 27, 1992, pages 1750-1797 (16 S.R. 1750), are hereby withdrawn.

Dated: 8 February 1993

James N. Denn
Commissioner

Official Notices

Pursuant to the provisions of Minnesota Statutes § 14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

Board of Animal Health

Notice of Board Meeting

A meeting of the Board of Animal Health has been scheduled for Tuesday, March 16, 1993, at the board offices. The meeting is to start at 9:30 a.m. The Board offices are located at 90 W. Plato Blvd., St. Paul, MN 55107.

Information about this meeting may be obtained by calling the Board office at 612-296-2942, Ext. 16.

Thomas J. Hagerty

Department of Agriculture

Agronomy Services Division

Notice of Special Local Need Registrations

On February 5, 1993, the Minnesota Department of Agriculture issued Special Local Need (SLN) registrations for Sencor herbicide manufactured by Miles, Inc., Kansas City, MO, for the postemergence control of broadleaf weeds in field corn and for Fusilade 2000 herbicide manufactured by ICI Americas Inc., Richmond, CA, for the control of grasses in fescue being grown for seed.

A federal or state agency, a local unit of government, or any person or groups of persons filing with the commissioner a petition that contains the signatures and addresses of 500 or more individuals of legal voting age, shall have 30 days from publication of notice in the *State Register* to file written objections with the commissioner regarding the issuance of the special local need registration.

Objections may be submitted to: Calvin E. Blanchard, Minnesota Department of Agriculture, Agronomy Services Division, 90 West Plato Boulevard, St. Paul, MN 55107. Comment deadline is March 15, 1993.

Department of Commerce

Maximum Lawful Rate of Interest for Mortgages and Contracts for Deed for the Month of March 1993

NOTICE IS HEREBY GIVEN that pursuant to *Minnesota Statutes*, Section 47.20, Subdivision 4a, the maximum lawful rate of interest for conventional home mortgages and contracts for deed for the month of March 1993 is eleven and sixty-eight hundredths (11.68) percentage points.

Dated: February 1993

Bert J. McKasy
Commissioner of Commerce

Minnesota Department of Commerce

Official Notice: Minnesota Joint Underwriting Association Notice of Activation to Insure Specified Classes of Business and Public Hearing

NOTICE IS HEREBY GIVEN that, pursuant to *Minnesota Statutes*, section 62I.21, the Minnesota Joint Underwriting Association (MJUA) and the Market Assistance Plan (MAP) are activated to provide assistance to the following classes of business unable to obtain insurance from private insurers:

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

Official Notices

PRIVATE SECURITY FIRMS
GUARDIANS AD LITEM
RESORTS
E. & O—LEAD-BASED PAINT TESTING
MEDICAL CLINICS
CONTRACTOR LIABILITY

The MJUA and MAP are activated to provide assistance to the above classes of business for a period of 180 days following publication of this notice. A public hearing will be held, for the purpose of determining whether activation should continue beyond 180 days, at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138, on April 5, 1993, at 9:30 a.m. and continuing until all interested persons and groups have had an opportunity to be heard. The hearing shall be governed by *Minnesota Statute* Sections 14.57-14.69 and by *Minnesota Rules* Parts 1400.1500-1400.8400, (1985). Questions regarding the procedure may be directed to Administrative Law Judge, Peter C. Erickson, 100 Washington Square, Suite 1700, Minneapolis, MN 55401-2138, telephone (612) 341-7606. The authority for this proceeding is found in Chapter 621 of *Minnesota Statutes*, specifically sections 621.21 and 621.22. (A copy of those sections follows this notice.)

Prior to the hearing a pre-hearing conference will be held at 9:30 a.m. on March 26, 1993, at the Office of Administrative Hearings, 100 Washington Square, Suite 1700, Minneapolis, Minnesota 55401-2138.

Minnesota Statutes, Chapter 621, which governs the Minnesota Joint Underwriting Association provides for temporary activation for 180 days by the Commissioner of Commerce. To extend the Minnesota Joint Underwriting Association's authority beyond the 180 day period a hearing must be held. Those classes of business for which the Minnesota Joint Underwriting Association was temporarily activated, by this notice and by previously published notices, must prove, at the hearing, that they meet the statutory requirements for coverage by the Minnesota Joint Underwriting Association.

Among those requirements are:

- (1) That members of those classes are unable to obtain insurance through ordinary means;
- (2) That the insurance being sought is required by statute, ordinance, or otherwise required by law, or is necessary to earn a livelihood or conduct a business; and
- (3) That the classes of business serve a public purpose.

The classes of business specified in this notice and previously published notices must be shown to meet the statutory requirements of the Minnesota Joint Underwriting Association's authority to provide coverage to them will end after 180 days from the date the notice of activation was published in the State Register.

Activation of a class of business does not guarantee coverage to any class member. Coverage of individual class members is determined by the Minnesota Joint Underwriting Association on a case by case basis once the class has been activated. The MJUA's address is: Pioneer Post Office Box 1760, St. Paul, Minnesota 55101. Their phone number is (612) 222-0484.

The Department strongly suggests that any persons affected by this hearing or otherwise interested in the proceedings familiarize themselves with the requirements of Chapter 621 and the contested case procedures prior to the hearing, that they take such other steps as are appropriate to protect their interest and that any questions they may have as to how to proceed or how to participate at the hearing be directed to the Administrative Law Judge prior to the hearing.

All interested or affected persons will have an opportunity to participate at the hearing. Questioning of agency representatives or witnesses, and of interested persons making oral statements will be allowed in the manner set forth in the Rules pertaining to contested cases (*Minnesota Rules* parts 1400.1500-1400.8400).

Anyone wishing to oppose activation beyond the 180 days for any particular class, must file a petition to intervene with the administrative law judge at least 10 days before the hearing date. If no notice to intervene is filed for a class, then the class is activated beyond the 180 day period without further action.

Minnesota Statutes chapter 10A requires each lobbyist to register with the State of Ethical Practices Board within five days after he or she commences lobbying. A lobbyist is defined in *Minnesota Statute* Section 10A.01, subdivision 11 as an individual:

- (a) Engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or
- (b) Who spends more than \$250, not including travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, Minnesota 55101, telephone (612) 296-5148.

Dated: 29 January 1993

Labor Standards Division

Notice of Prevailing Wage Certifications for Construction Projects

Effective February 15, 1993 prevailing wage rates are certified for commercial construction projects in: Anoka county: Theater Building Stage Handicap Accessibility Anoka-Ramsey Community College-Coon Rapids; Clay county: Fire Protection System Neumaier Hall Moorhead State University-Moorhead; Hennepin county: West Bank buildings 242-92-1462, 297-92-2001/U of M-Minneapolis, North Hennepin Community College Asbestos removal-Brooklyn Park; Lyon county: Russell School Asbestos removal-Russell; Nicollet county: Power Plant reroofing-St. Peter; Olmsted county: Terminal Building remodel Rochester Municipal Airport-Rochester; Pipestone county: Ruthton School Asbestos removal-Ruthton; Ramsey county: St. Paul Schools Administration Building-St. Paul; Rice county: Dakota Building Faribault Regional Center-Faribault; Stevens county: MN/DOT Morris Maintenance Headquarters-Morris; Winona county: Wall and Panel repair Maxwell Library Winona State University-Winona.

Copies of the certified wage rates for these projects may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306. The charge for the cost of copying and mailing are \$1.36 per project. Make check or money order payable to the State of Minnesota.

John B. Lennes, Jr.
Commissioner

Minnesota Comprehensive Health Association

Notice of Meeting of the Executive Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA), Executive Committee will be held at 2:30 p.m. on Friday, February 19, 1993 at Blue Cross and Blue Shield of Minnesota, 3500 Yankee Drive, Eagan, Minnesota. The meeting will be in room "A."

For additional information please call Lynn Gruber at (612) 593-9609.

Minnesota Comprehensive Health Association

Notice of Meeting of the Finance Committee

NOTICE IS HEREBY GIVEN that a meeting of the Minnesota Comprehensive Health Association (MCHA), Finance Committee will be held at 8:00 a.m. on Monday, March 1, 1993 at North American Life & Casualty Company, 1750 Hennepin Avenue South, Minneapolis, Minnesota.

For additional information please call Lynn Gruber at (612) 593-9609.

Office of the Ombudsman for Mental Health and Mental Retardation

Notice of Meeting

The Ombudsman for Mental Health and Mental Retardation Advisory Committee will hold a general meeting from 9:30 a.m. until 1:00 p.m. on Friday, February 19, 1993. The meeting will be held at the Ombudsman Office, Suite 202, Metro Square Building on 7th and Robert Street, St. Paul.

Minnesota Pollution Control Agency

Administrative Services Division

Availability of Planning Documents for PROJECT DELTA (formerly known as the Compliance Management Systems Project (CMSP))

The Minnesota Pollution Control Agency (Agency) has recently completed PHASE I, the Planning phase, of PROJECT DELTA. PROJECT DELTA is an extensive modernization of the Agency's computer systems and program data bases. Depending on the availability of funding, the Agency will solicit proposals from consultants to provide services for PHASE II of this project which will include the detailed design, development, implementation, training, hardware/software procurement and installation oversight, and organizational change management aspects of PROJECT DELTA.

Interested persons may contact Janet Cain at (612) 296-7339 for a copy of the documents.

Charles W. Williams
Commissioner

Regional Transit Board/Metropolitan Transit Commission

Public Hearing on Proposed Restructuring of MTC St. Paul Route 35N

The Regional Transit Board (RTB) and the Metropolitan Transit Commission (MTC) will hold a joint public hearing on Tuesday, March 9, 1993 at 7 p.m. in the council chambers of the Arden Hills City Hall, 1450 West Highway 96, Arden Hills, on the proposed restructuring and consolidation of MTC route 35N with existing North Suburban Lines Service in the area. Interested persons are encouraged to attend this hearing and offer public comment. Sign language interpreters will be provided if requested in advance. Please call Mary Fitzgerald, RTB secretary, if you wish to speak at the public hearing. You may also sign up at the hearing. For further information, contact the Regional Transit Board offices, 7th floor, Mears Park Centre, 230 E. 5th Street, St. Paul, Minnesota 55101, telephone: 292-8789. Written comments will also be accepted at the above address until April 1, 1993.

John Riley
Chair, Regional Transit Board
Robert Mairs
Chair, Metropolitan Transit Commission

Public Hearing on Proposed Restructuring of St. Paul Routes 35C and 35H

The Regional Transit Board (RTB) and the Metropolitan Transit Commission (MTC) will hold a joint public hearing on Wednesday, March 10, 1993 at 7 p.m. in the council chambers of White Bear Lake City Hall, 4700 Highway 61, White Bear Lake, on the proposed restructuring of MTC St. Paul routes 35C and 35H. Interested persons are encouraged to attend this hearing and offer public comment. Sign language interpreters will be provided if requested in advance. Please call Mary Fitzgerald, RTB secretary, if you wish to speak at the public hearing. You may also sign up at the hearing. For further information, contact the Regional Transit Board offices, 7th floor, Mears Park Centre, 230 E. 5th Street, St. Paul, Minnesota 55101, telephone: 292-8789. Written comments will also be accepted at the above address until April 1, 1993.

John Riley
Chair, Regional Transit Board
Robert Mairs
Chair, Metropolitan Transit Commission

Public Hearing on Proposed Restructuring of MTC St. Paul Route 35F

The Regional Transit Board (RTB) and the Metropolitan Transit Commission (MTC) will hold a joint public hearing on Thursday, March 11, 1993 at 7 p.m. in the council chambers of the Shoreview Community Center, 4600 North Victoria Street, Shoreview, on the proposed restructuring and consolidation of MTC route 35F with existing North Suburban Lines Service in the area. Interested persons are encouraged to attend this hearing and offer public comment. Sign language interpreters will be provided if requested in advance. Please call Mary Fitzgerald, RTB secretary, if you wish to speak at the public hearing. You may also sign up at the hearing. For further information, contact the Regional Transit Board offices, 7th floor, Mears Park Centre, 230 E. 5th Street, St. Paul, Minnesota 55101, telephone: 292-8789. Written comments will also be accepted at the above address until April 1, 1993.

John Riley
Chair, Regional Transit Board
Robert Mairs
Chair, Metropolitan Transit Commission

State Grants

In addition to requests by state agencies for technical/professional services (published in the State Contracts section), the *State Register* also publishes notices about grant funds available through any agency or branch of state government. Although some grant programs specifically require printing in a statewide publication such as the *State Register*, there is no requirement for publication in the *State Register* itself.

Agencies are encouraged to publish grant notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

Minnesota Department of Human Services

Deaf Services Division

Contract Available for Provision of Interpreter Referral Services

The State of Minnesota Department of Human Services, Deaf Services Division is soliciting proposals for provision of interpreter referral services for the seven county Twin Cities Metro area. The purpose of the interpreter referral service is to ensure that access to interpreting services is available to deaf and hard of hearing individuals and human service agencies.

Activities of the interpreter referral service must include the following:

1. maintenance of a comprehensive directory of interpreters who use American Sign Language, oral interpretation methods, other visual-gestural or tactile techniques to facilitate communication;
2. filling interpreter referral requests from deaf and hard of hearing consumers, and public, private and non-profit human service agencies;
3. recruitment and screening of interpreters to fill referral requests;
4. evaluation of consumer satisfaction with interpreter services;
5. provision of back-up referral assistance to the Deaf Services Division Regional Service Center staff for referral requests in non-metro regions of the state;
6. coordination with the Deaf Services Division Regional Service Centers on projects to train interpreters and advocate for and evaluate interpreter services.

Contract activities will also include provision of statistical reports as specified by the State, and participation in the State's ongoing evaluation of the interpreter referral service.

The total amount expended for this activity will not exceed \$142,200.00. The Department anticipates awarding the entire grant to one responder for Fiscal Years 1994 and 1995 (July 1, 1993-June 30, 1995).

The full text of the Request for Proposals is available on request. Inquiries and responses should be directed to:

Stan Potrude, Program Planner
Deaf Services Division
Human Services Building
444 Lafayette Road
St. Paul, Minnesota 55155-3814
(612) 296-3980 Voice

Responses must be received no later than 12:00 p.m. on Monday, April 5, 1993.

Late proposals will not be accepted. Award date for the contract will be May 3, 1993.

Department of Human Services

Deaf Services Division

Grant Contract Available for Service Provision to Persons with Deaf-Blindness

The State of Minnesota, Department of Human Services Deaf Services Division is soliciting proposals from qualified individuals and organizations interested in delivering services to deaf-blind persons statewide in the areas of: 1) comprehensive service management for adults with deaf-blindness, 2) services to deaf-blind children and their families, and 3) community integration programming and facilitation. A total of \$200,000* is available to two or more grantees. The funded programs would begin on July 1, 1993 and continue for 12 months. The projects may continue beyond the initial year based on satisfactory performance and the availability of funds.

Scope of the Projects:

All proposals must highlight measurable *outcomes* specifically related to any or all of the following:

State Grants

1) Develop and facilitate a set of comprehensive services for adults with deaf-blindness in need of support services to obtain or continue independent living skills.

2) Develop and facilitate a children and family support services system to address issues facing children with deaf-blindness regarding community integration, mental health and appropriate socialization.

3) Develop and facilitate a community integration project that addresses the need to provide services for socialization/community integration of adults with deaf-blindness.

For a copy of the full text of the Request For Proposal, including the application packet, contact:

Amy McQuaid, Program Planner
 Department of Human Services
 Deaf Services Division
 444 Lafayette Road
 St. Paul, Minnesota 55155-3814
 612/296-8978 Voice
 612/297-1506 TDD

Eight copies of the proposal must be received by Deaf Services Division no later than Friday, April 9, 1993, 4:00 p.m. *Please note:* in addition to the eight regular print copies, one copy of the proposal must be in braille and one copy must be in large print. Late proposals will be accepted.

Award date for the grant contracts will be announced May 7, 1993.

*Pending approval of the 1993 Minnesota State Legislature.

All requests for information regarding this RFP should be directed to Amy McQuaid at 612/296-8978 at the above address.

Multiple Agency Grants

Notice of Availability of Federal and State Funds for Prevention & Intervention Programs

Fund Category	Estimated Size of Awards	Dollars Available	Source of Funds
Delinquency Prevention, Diversion and Pre-Adjudication Services	\$10,000-\$50,000 and up to \$2,000 for minigrants	\$380,000 and up to \$30,000 for minigrants	Juvenile Justice and Delinquency Prevention Act
Juvenile Courts/Systems Improvement	\$1,000-\$15,000	\$63,600	
Post-Adjudication Programs	\$10,000-\$50,000 and up to \$2,000 for minigrants	\$170,000 and up to \$20,000 for minigrants	
Juvenile Justice Training	\$2,000-\$10,000	\$63,600	
High-Risk Youth Activities (for alcohol and drug prevention)	\$10,000-\$50,000	\$750,000	Drug Free Schools and Communities Act and Federal Alcohol and Drug Abuse Block Grant
Integrated Services to Targeted Children and Youth (a collaborative effort among schools, health, employment and social services)	\$30,000-\$50,000 and up to \$5,000 for minigrants	\$590,000 for service projects/ \$45,000 for minigrants	Drug Free Schools and Communities Act and M.S.123.701
Education of Homeless Children and Youth	\$5,000-\$75,000	\$200,000	Stewart B. McKinney Act

Professional, Technical & Consulting Contracts

Fund Category	Estimated Size of Awards	Dollars Available	Source of Funds
Community Violence Prevention Councils	\$3,000	Up to \$27,000 with possibility of \$250,000 based on continued state funding	1992 Minnesota Crime Bill
Community Crime and Drug Prevention	This funding source may be available again in spring 1994 based on continued federal and state funding		U.S. Dept. of Justice Bureau of Justice Assistance and M.S. 299A.30
Violence Prevention Education in Schools	This funding source may be available again in fall 1993 based on continued state funding		1992 Minnesota Crime Bill

Prevention & Intervention Funding represents a variety of federal and state grant programs addressing such issues as alcohol and drug prevention, juvenile court reform, post adjudication programs, crime prevention, juvenile delinquency prevention and education of homeless children. By coordinating these grant programs, Minnesota hopes to promote comprehensive prevention and intervention efforts.

Prevention & Intervention Funding allows applicants to apply for financial assistance from up to seven funding sources using one application form. The application process is designed to be easy to use and to help the planning process in communities and schools.

This is a joint effort of the following state agencies: Education, Public Safety, Jobs & Training, Human Services, Health and MN Planning.

Applications available after February 15, 1993. Application deadline: May 3, 1993. Programs funded will begin October 1, 1993.

To request an application package call or write:

Prevention & Intervention Funding
MN Planning
300 Centennial Building
658 Cedar Street
St. Paul, Minnesota 55155
Voice: (612) 297-1419 or (800) 934-7113

Upon request, this information will be made available in an alternative format such as Braille, large print or audio tape.

For TDD contact, MN Relay Service at (612) 297-5353 or (800) 627-3529.

Professional, Technical & Consulting Contracts

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

Department of Health

Request for Proposals to Design a System of Price and Utilization Controls for Care Provided Outside of Integrated Service Networks

The State of Minnesota is seeking proposals from qualified firms to provide recommendations in two areas: development of specific methods of creation, maintenance, and oversight of a regulated all-payer system for non-ISN health care services; and the development of recommendations on issues of interface between the ISN system and the non-ISN system.

Professional, Technical & Consulting Contracts

Details are contained in a request for proposals which may be obtained by contacting:

Virginia Weslowski
Department of Health
Health Care Delivery Systems
717 Delaware Street Southwest
P.O. Box 9441
Minneapolis, Minnesota 55440-9441
(612) 623-5328

A pre-bid conference will be held on February 26, 1993. Proposals are due by 4:30 p.m. on March 19, 1993.

Labor & Industry Department

Request for Proposal for Software Installation

The Minnesota Department of Labor and Industry is requesting proposals from Consultants who are experienced in Unisys 2200 Computer Systems to install a new level of Systems Base Release 5 (SBR5) on a Unisys 2200/433.

Analyst must work with Computer Support Staff. A written report must be provided to Supervisor, Systems Programmer & Operations of what was done. This work must be completed with no interruption to the regular scheduled hours of operation, which are 6 a.m. to 12 a.m. Monday through Friday and an eight-hour schedule on Saturdays.

The cost of this project will not exceed \$10,000.

The proposal must be received by Jeanne Bortz not later than 4:30 p.m. February 26, 1993 with the work being completed by June 15, 1993.

Related information may be obtained from:

Jeanne Bortz
Information Management Services
Minnesota Department of Labor and Industry
St. Paul, Minnesota 55155
(612) 297-4592

Public Employees Retirement Association

Request for Proposals: Design and Production of the Personal Benefit Statement (PBS)

1. Overview

The Public Employees Retirement Association of the State of Minnesota (PERA) is a multi-employer pension fund serving approximately 117,000 active members, 32,000 beneficiaries, and 2000 governmental subdivisions within the State in accordance with *Minnesota Statutes*, Chapter 353. PERA is a state agency and has been in operation since 1931.

The Executive Director, who administers the agency, is responsible to a policy setting ten-member Board of Trustees, three of whom are elected by the membership at-large; six are appointed by the governor, and one is the State Auditor. The 65 full-time staff members utilize in-house records to process monthly benefit payments. PERA operates and maintains its own data processing facility.

PERA's mission is to provide high quality service to its members and beneficiaries. The types of service PERA provides include group informational presentations to public employees, pre-retirement planning workshops, individual benefit counseling sessions, payroll/personnel reporting seminars, as well as a variety of general and individualized printed communications such as quarterly newsletters, plan summaries, informational brochures, and annual personal benefit statements of account.

The current three signature duplex printed laser booklet design of the PERA Personal Benefit Statement of Account sufficiently contains the type of information PERA provides to the membership concerning their benefits package. In order to include detailed personal data for each member, the format of the statement must be a multi-page document. In addition, the data must be easily understood and useful to the members. Enclosed is a sample statement. The statement should allow flexibility for the addition of variable-information required to be disseminated to the different audiences within the membership who depend upon PERA for concise, up-to-date and accurate information regarding their benefit plan.

2. Scope of Project

The general scope of this project is to produce the PERA annual Personal Benefit Statement of Account. The design should

Professional, Technical & Consulting Contracts

incorporate the information already provided on the current form and the additional information PERA wishes to include. In addition, the design must easily accommodate the new and varying benefit plans that PERA may be required to administer in the future.

It is expected that PERA will enter into a consulting agreement which would include design, printing, and finishing of the product in time for the mailing of the Fiscal Year 1993 statement. Given the complexity of the benefit provisions of the various PERA funds, computer-generated information will be provided for each individual account on magnetic tape media. PERA utilizes the IBM 4300 System in the creation of its benefit data for processing of the Personal Benefit Statement.

PERA currently administers three benefit plans: The Basic, Coordinated and Police and Fire Funds. The Basic and Police and Fire funds are not coordinated with Social Security. The majority of members participate in the Coordinated Fund, the benefits of which are coordinated with Social Security. In addition, many members have service in more than one of the funds and may be eligible for benefits determined as the result of the combination of provisions of the different plans.

3. Goals and Objectives

The objective of this consultant contract is to design and generate a Personal Benefits Statement that presents information that is clear, concise, up-to-date and that is easily understood and useful for financial retirement planning. The statement must be sized to mail first class at a postal rate of 29 cents (before presort).

4. Contract Requirements

The consultant will be expected to perform the following services:

A. Personal Benefit Statement

Design, produce and distribute the personal benefit statement of account for all audiences of PERA. As a minimum the statement must include the following.

- detailed listing of salary contributions received by PERA throughout the past fiscal year (may be up to +/- 150 data entries)
- detail of contribution totals and amount of untaxed and already taxed contributions
- estimates of disability benefits available to active participants
- informational paragraphs describing survivor protection available to active participants (under dual account participation)
- statement of current fund participation status of each member (up to two accounts)
- listing of personal data for each member, such as birth date, Social Security number, address, PERA member number (as many as two accounts), name of spouse and spouse's birth date
- estimated values of member's retirement benefit at age of first eligibility, and/or 62, and 65, and if applicable, under Rule of 90
- estimated values of up to four joint and survivor options available to member for whom we have the available spouse data to calculate these values. Vendor will calculate certain values regarding Joint and Survivor benefits as needed to refine text
- status of member's participation in PERA's voluntary group decreasing term life insurance program
- listing of member's beneficiary(ies) for refund of pension contributions
- listing of member's beneficiary(ies) for insurance proceeds
- a separate panel for an employee to report data correction or address change suitable for proper completion to enclose in a standard #10 size envelope.

The statement may also include preprinted text describing each benefit. It must be easy to read and provide a comprehensive picture of each member's personal benefit values.

The consultant has the responsibility to:

- conduct conferences with PERA staff at the PERA offices to develop the preliminary and final design and content
- assist in the development of work plans and schedules for the PBS design
- draft statement texts regarding the general benefit provisions and any other desirable generic and variable text
- work with PERA's data processing staff in developing the data record requirements needed to provide detailed information of the contribution and benefit values
 - print benefit values
 - prepare and coordinate all artwork, forms and envelopes
 - coordinate forms finishing and distribution
 - provide appropriate management reports

Professional, Technical & Consulting Contracts

B. Data Processing

PERA will be responsible for providing the correct data as specified in 4a.

The consultant will be required to prepare the PBS for review by PERA and test output based upon PERA's specifications to ensure proper printing of the data. Also, the consultant will be required to sign an affidavit assuring the protection of PERA's data in accordance with the data protection requirements of the Minnesota Data Practices Act.

C. Computer and Forms Processing

Unless prior written approval has been granted by PERA, all data and forms processing (imaging, forms finishing, and distribution) must be performed on-site at the consultant's location and on the consultant's own equipment, assuring that employee data will not leave the premises until sealed in envelopes. This will allow for physical inspection by PERA. In order to meet the established work plan scheduled, 100% backup or similar equipment must be available.

Tape equipment compatibility must be 9 track, 1600 or 6250, Tape Model IBM 3400. Data is EBCDIC format.

D. Artwork

The consultant will prepare and design key art and type specifications for forms layout and envelopes. Mechanical artwork is to be created and printer's proofs of all forms are to be made. Proofs must be cut and folded to illustrate text and artwork in the exact manner of the printed form and must be submitted to PERA for approval and/or modification. Upon PERA's approval, a silver print (printer's blue line) and plates are to be made. PERA will also be required to approve the printers proof prior to beginning actual production.

E. Forms Printing

To assure a high quality product and ink coverage, the statements are to be laser printed on **70# Premium Laser** text stock using the two PMS colors standard to the production of PERA's communication vehicles. The booklets are to be duplex printed on eight pages (two parts, front and back), plus cover; folded and stitched in a laser-addressed cover, printed two colors; 9-5/8" wide by 4-1/8" long; inserted into a window envelope, printed two color on the outside; sealed and pre-sorted for optimal postal rates. The presentation of samples must include the recommended specifications of paper qualities and cost associated for producing a minimum quantity of 117,000. Cost per additional statement beyond specified count should also be included.

Note: Indicate cost per additional part (4 pages, front and back) which may consist of retirement calculations and informational paragraphs. Bid on a 2 part - plus cover, 3 part - plus cover, and 4 part - plus cover, booklet. Confirm net impact on postal rate.

F. Forms Finishing

The consulting firm is expected to provide for the computer printing, and as needed, the bursting, cutting, scoring, folding, inserting into envelopes, presorting and mailing to the individual's addresses within the scheduled time frames.

G. Management Reports

A listing must be provided containing the results of the audit programs which check for valid control totals, data record content, consistency and frequency of data distribution to be sorted by criteria established by PERA.

Fiche must be provided to PERA before the mailing of the statements. The fiche must be in member number order and include the member name and status information, service credit data, account balances, retirement estimates, disability estimates, survivor data, and life insurance data.

Any other reports as deemed appropriate may be requested upon initial consultation.

5. Performance Intervals

Contract is expected to be awarded no later than April 16, 1993; for completion of the statement for mailing by October 1, 1993. Data tapes generally can be expected to be completed by PERA by the end of the third week of July of any given year. Actual mailing dates may vary from mid-September to late-October, dependent upon the length of the Minnesota State Legislative Session. If the Legislature remains until late May, benefit changes may result in a later mailing of the statements because of the time needed to program changes in benefit calculations. If the Legislature adjourns earlier, programming may be completed prior to the end of the fiscal year resulting in the data tapes being produced more quickly.

6. Proposal Contents

The following will be considered as the minimally required content of a respondent's proposal:

A. A restatement of the objectives, goals and tasks to show or demonstrate the respondent's view of the services requested under the contract.

B. Identification and samples of the products to be provided by the respondent.

C. Incorporation of a recommended work plan for completion of the total redesign and the actual production of the statement.

Professional, Technical & Consulting Contracts

D. An outline of the respondent's background and experience in producing innovative benefit statements for large organizations (include five public sector references).

E. Resumes of professionals who specialize in the production of the non-personalized portion of the statement including production of the printing of text, covers, envelopes, reply cards or forms, assembly, sequence checking, shipping, etc.

F. References from large organizations (50,000 lives or more) the respondent has helped in personal benefits statement production.

G. Detailed fee structure itemized by type of service, such as fees specifically for design, preparation of artwork and text, printing of the forms and personalized computer data, paper costs associated with sample statements, and the finishing process of the statement production, assuming a quantity of 117,000. Proposals should be made without postage costs but considered within first class postal rate limitation (29 cents before presort).

H. Description of on-site computer system and magnetic tape unit respondent will be using.

I. Description of alternative backup for all equipment which may be used by the respondent.

J. Description of all services to be subcontracted and how firm controls cost, quality, timeliness, and confidentiality for these services.

K. (Optional Service) Provide information and cost for a random statement survey to be inserted with the statement. This survey will provide an opportunity for the member to express their opinions about the way their benefits are communicated. Cost should include printing, finishing and inserting of the survey with the statement, and the compilation of statistics and the reports.

7. Agency Contact

Prospective respondents who have any questions regarding the Request for Proposal may call or write:

Mary Most Vanek, Director of Member Services
Public Employees Retirement Association
514 Saint Peter Street, Suite 200
Saint Paul, Minnesota 55102
(612) 296-8358

or

Marsha M. Nelson, Information Officer
Public Employees Retirement Association
514 Saint Peter Street, Suite 200
Saint Paul, Minnesota 55102
(612) 296-7493

8. Submission of Proposals

All proposals must be submitted to PERA's office address (see Agency contact, item 7) no later than 4:00 p.m., Wednesday, March 24, 1993. Late proposals will not be accepted. Please submit five copies of the proposal. Each copy must be signed in ink by an authorized official of the respondent entity. Proposals are to be sealed in mailing envelopes or packaged with the respondent's name and address clearly stated on the outside.

9. Evaluation of Proposals

Proposals will be evaluated by the management staff and recommendations will be made to the Board of Trustees of PERA. An interview may be part of the evaluation process. Factors upon which proposals will be judged include, but are not limited to, the following:

- A. Project team credentials
- B. Description of computer system and printing production facilities
- C. Technical production approach
- D. General quality of PBS design and responsiveness of proposal
- E. Costs
- F. Public sector benefit statement experience (include five public sector references).

10. Affirmative Action

It is hereby agreed between the parties that this agency will require affirmative action requirements be met by contractors in relation to *Minnesota Statutes*, Chapter 363.073 and *Minnesota Rules*, parts 5000.3400 to 5000.3600. Failure by a contractor to implement an affirmative action plan or to make a good faith effort shall result in revocation of its certificate or revocation of the contract (*Minnesota Statutes*, Chapter 363.073, Subdivisions 2 and 3).

Professional, Technical & Consulting Contracts

A copy of the Certificate of Compliance issued by the Commissioner of the Department of Human Rights will be required to be submitted. Under the Minnesota Human Rights Act, Section 363.073, businesses or firms which have more than 20 full-time employees in Minnesota at any time during the previous 12 months and bidding on or executing a State contract for goods or services in excess of \$50,000 must have a Certificate of Compliance issued by the Commissioner of the Department of Human Rights. This certificate is valid for two years. For further information contact the Department of Human Rights, 500 Bremer Tower, Saint Paul, Minnesota 55101, (612) 296-5663.

Disabled Individual Clause

A. The contractor shall not discriminate against any employee or applicant for employment because of physical or mental disability in regard to any position for which the employee or applicant for employment is qualified. The contractor agrees to take affirmative action to employ, advance in employment, and otherwise treat qualified disabled individuals, without discrimination based upon their physical or mental disability in all employment practices such as the following: employment, upgrading, demotion or transfer, recruitment, advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship.

B. The contractor agrees to comply with the rules and relevant order of the Minnesota Department of Human Rights issued pursuant to the Minnesota Human Rights Act.

C. In the event of the contractor's non-compliance with the requirements of this clause, actions of noncompliance may be taken in accordance with *Minnesota Statutes*, Chapter 363.073 and the rules and relevant orders of the Minnesota Department of Human Rights issued pursuant to the Minnesota Human Rights Act.

D. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices in a form to be prescribed by the Commissioner of the Minnesota Department of Human Rights. Such notices shall state the contractor's obligations under the law to take affirmative action to employ and advance in employment qualified disabled employees and applicants for employment, and the rights of applicants and employees.

E. The contractor shall notify each labor union or representative of workers with which it has a collective bargaining agreement or other contract understanding, that the contractor is bound by the terms of *Minnesota Statutes*, Chapter 363.073 of the Minnesota Human Rights Act and is committed to take affirmative action to employ and advance in employment physically and mentally disabled individuals.

It is hereby agreed between the parties that *Minnesota Statutes*, Chapter 363.073 and *Minnesota Rules*, part 5000.3400 to 5000.3600 are incorporated into any contract between these parties based upon this specification or any modification of it. A copy of *Minnesota Statutes*, Chapter 363.073 and *Minnesota Rules*, parts 5000.3400 to 5000.3600 is available from Public Documents Division, 117 University Avenue, Saint Paul, Minnesota 55155, (612) 297-3000.

11. Workers' Compensation

The successful responder will be required to submit acceptable evidence of compliance with workers' compensation insurance coverage requirements prior to execution of the contract.

12. Administrative Provisions

PERA reserves the right to extend the production phase of this contract in increments of one year at a price mutually agreed upon by both parties, but the number of one-year extensions may not exceed five.

PERA also reserves the right to negotiate additional provisions to the contract awarded under the Request for Proposals process or to cancel this solicitation for proposals if it is considered to be in PERA's best interest.

Department of Public Service

Notice of Request for Proposals for Wood Brokerage Project

The Minnesota Department of Public Service is requesting proposals from qualified firms and individuals to assess the potential of establishing a system of collecting and distributing wood waste in the seven county Metro area of Minneapolis and St. Paul. This assessment report would then be a guide to the development, by local government and/or private enterprise, of wood waste reuse or energy production.

This request for proposals does not obligate the State to complete the project, and the State reserves the right to cancel the solicitation if it is considered to be in its best interest.

All proposals must be received by the project manager by 4:00 p.m. March 15, 1993. The Department estimates that the total budget for this project should not exceed \$10,500. This project needs to be completed by September 1, 1993.

The request for proposal is available by calling or writing Rich Huelskamp, Department of Public Service, Suite 200, 121 7th Place East, St. Paul, Minnesota 55101. Telephone (612) 291-1771.

Non-State Public Bids and Contracts

The *State Register* also serves as a central marketplace for contracts let out on bid by the public sector. The *Register* meets state and federal guidelines for statewide circulation of public notices. Any tax-supported institution or government jurisdiction may advertise contracts and requests for proposals from the private sector.

It is recommended that contracts and RFPs include the following: 1) name of contact person; 2) institution name, address, and telephone number; 3) brief description of project and tasks; 4) cost estimate; and 5) final submission date of completed contract proposal. Allow at least three weeks from publication date (four weeks from date article is submitted for publication). Surveys show that subscribers are interested in hearing about contracts for estimates as low as \$1,000. Contact the editor for further details.

Metropolitan Council

Extension of Deadline for Submission of Proposals for Aviation Consulting Services

Notice is hereby given that the deadline for submission of proposals for aviation consulting services, as published in the Jan. 25, 1993 issue of the *State Register*, has been extended to 5 p.m., Tuesday, Feb. 23, 1993. For more information, call Chauncey Case at 612/291-6342.

Awards of State Contracts and Advertised Bids

Pursuant to the provisions of Minn. Stat. § 14.10, an agency must make reasonable effort to publicize the availability of any services contract or professional and technical services contract which has an estimated cost of over \$2,000.

Commodities contracts with an estimated value of \$15,000 or more are listed under the Materials Management Division, Department of Administration. All bids are open for 7-10 days before bidding deadline. For bid specifics, time lines, and other general information, contact the appropriate buyers whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

Department of Administration

Contracts and Requisitions Open for Bid: Call 296-2600 for information on a specific bid, or to request a specific bid.

COMMODITY CODE KEY		
A = Sealed Bid	G = \$5,000-\$15,000 Estimated Dollar Value	J = Targeted Vendors Only
B = Write for Price	H = \$15,000-\$50,000 Sealed Bid	K = Local Service Needed
C = Request for Proposal	I = \$50,000 and Over Sealed Bid/Human Rights Compliance Required	L = No Substitute
D = Request for Information		M = Installation Needed
E = \$0-\$1,500 Estimated Dollar Value		N = Pre-Bid Conference
F = \$1,500-\$5,000 Estimated Dollar Value		O = Insurance or Bonding Required

Materials Management Division: Commodities and Requisitions Awarded

Item: Lumber, Hardwood
Req.#: 78760-03248-01
Awarded to: Jones Lumber Corporation,
Minneapolis, MN
Awarded amount: \$2,257.92
Awarded date: February 9, 1993
Expir/deliv date: February 15, 1993
Shipped to: Minnesota Correctional
Facility

Item: Door and Door Frame, Metal
Req.#: 78790-30730-01
Awarded to: JGC Equipment Company,
Blaine, MN
Awarded amount: \$4,420.00

Awarded date: February 9, 1993
Expir/deliv date: March 10, 1993
Shipped to: Minnesota Correctional
Facility—FAR

Item: Boilers, Industrial, Parts and
Supplies
Req.#: 78830-11611-01
Awarded to: Johnson Controls Inc., St.
Cloud, MN
Awarded amount: \$674.13
Awarded date: February 9, 1993
Expir/deliv date: February 15, 1993
Shipped to: Minnesota Correctional
Facility

Item: Boilers, Industrial, Parts and
Supplies
Req.#: 78830-11612-01
Awarded to: Combustion & Control,
Maplewood, MN
Awarded amount: \$394.00
Awarded date: February 9, 1993
Expir/deliv date: February 17, 1993
Shipped to: Minnesota Correctional
Facility

Item: Boilers, Industrial, Parts and
Supplies
Req.#: 78830-11619-01
Awarded to: Minvalco, Inc.,
Minneapolis, MN

Awards of State Contracts and Advertised Bids

Awarded amount: \$562.00
Awarded date: February 9, 1993
Expir/deliv date: February 17, 1993
Shipped to: Minnesota Correctional Facility

Item: Valve, Boiler Control
Req.#: 78830-11601-01
Awarded to: Duncan Company, Minneapolis, MN

Awarded amount: \$516.56
Awarded date: February 9, 1993
Expir/deliv date: March 15, 1993
Shipped to: Minnesota Correctional Facility

Item: Audio/Video Equipment, Miscellaneous
Req.#: 78890-43019-01
Awarded to: Alpha Video & Audio, Bloomington, MN
Awarded amount: \$10,706.00
Awarded date: February 9, 1993
Expir/deliv date: February 15, 1993
Shipped to: MCF Willow River/Moose Lake

Item: Video Equipment, Parts and Accessories
Req.#: 79000-33100-01
Awarded to: Elcor International, Inc., Long Island City, NY
Awarded amount: \$1,387.98
Awarded date: February 9, 1993
Expir/deliv date: February 28, 1993
Shipped to: Minnesota Department of Transportation

Item: Stereo Equipment
Req.#: 27155-55222-01
Awarded to: Sams Club, Hermantown, MN
Awarded amount: \$919.90
Awarded date: February 9, 1993
Expir/deliv date: February 28, 1993
Shipped to: Rainy River Community College

Item: Refrigerator/Freezer, Commercial
Req.#: 27148-61090-01
Awarded to: Dakota Food Equipment, Fargo, ND
Awarded amount: \$5,880.00
Awarded date: February 9, 1993
Expir/deliv date: March 15, 1993
Shipped to: Rochester Community College

Item: Water Purification Equipment
Req.#: 27148-61088-01
Awarded to: Culligan Water, Rochester, MN

Awarded amount: \$2,589.00
Awarded date: February 9, 1993
Expir/deliv date: March 15, 1993
Shipped to: Rochester Community College

Item: Radio Equipment, Wildlife Tracking
Req.#: 29002-23050-01
Awarded to: Telonics, Inc., Mesa, AZ
Awarded amount: \$4,027.40
Awarded date: February 9, 1993
Expir/deliv date: February 28, 1993
Shipped to: Department of Natural Resources Regional Headquarters

Item: Laboratory/Science Equipment, Miscellaneous
Req.#: 32200-34792-01
Awarded to: Thermo Environmental, Franklin, MA
Awarded amount: \$696.00
Awarded date: February 9, 1993
Expir/deliv date: March 26, 1993
Shipped to: Minnesota Pollution Control Agency

Item: Telephone Parts & Accessories
Req.#: 67450-53536-01
Awarded to: Graybar Electric Company, Minneapolis, MN
Awarded amount: \$949.80
Awarded date: February 9, 1993
Expir/deliv date: February 17, 1993
Shipped to: Department of Revenue, Support

Item: Service, Heating/AC/Ventilating Equipment, Repair/Maintenance
Req.#: 75200-80381-01
Awarded to: UHL Company, Minneapolis, MN
Awarded amount: \$2,908.00
Awarded date: February 9, 1993
Expir/deliv date: February 17, 1993
Shipped to: Minnesota Veterans Home

Item: Service, Heating (Water/Steam) Repair/Maintenance
Req.#: 75200-80382-01
Awarded to: All American Mechanical, St. Paul, MN

Awarded amount: \$1,370.00
Awarded date: February 9, 1993
Expir/deliv date: February 15, 1993
Shipped to: Minnesota Veterans Home

Item: Seating, Chair, Stackable
Req.#: 79000-33106-01
Awarded to: Johnsons P M, Inc., St. Paul, MN

Awarded amount: \$2,865.00
Awarded date: February 9, 1993
Expir/deliv date: March 15, 1993
Shipped to: Minnesota Department of Transportation

Item: Truck, Snowplow
Req.#: 79382-02530-01
Awarded to: Lakeland Ford, South St. Paul, MN
Awarded amount: \$2,897,920.01
Awarded date: February 9, 1993
Expir/deliv date: August 16, 1993
Shipped to: Minnesota Department of Transportation

Item: Lumber, Softwood
Req.#: 79500-83508-01
Awarded to: Knox Lumber Company, Newport, MN
Awarded amount: \$824.40
Awarded date: February 9, 1993
Expir/deliv date: February 28, 1993
Shipped to: Minnesota Department of Transportation

Item: Computer, Personal
Req.#: 79800-04134-01
Awarded to: Intergraph Corporation, Mendota Heights, MN
Awarded amount: \$7,745.00
Awarded date: February 9, 1993
Expir/deliv date: March 12, 1993
Shipped to: Minnesota Department of Transportation

Item: Handicapped Device, Visual
Req.#: 21701-53724-01
Awarded to: Vision Rehab Tech, Edina, MN
Awarded amount: \$3,042.40
Awarded date: February 9, 1993
Expir/deliv date: February 26, 1993
Shipped to: Minnesota Department of Jobs and Training

Awards of State Contracts and Advertised Bids

Item: Software, Educational
Req.#: 26071-68280-01
Awarded to: Hoefer Scientific
Instrumentns, San Francisco, CA
Awarded amount: \$2,488.31
Awarded date: February 9, 1993
Expir/deliv date: February 26, 1993
Shipped to: Mankato State University

Item: Monitor, Video (Not Computer)
Req.#: 26073-24407-01
Awarded to: Audio Visual Wholesalers,
Plymouth, MN
Awarded amount: \$1,695.00
Awarded date: February 9, 1993
Expir/deliv date: February 20, 1993
Shipped to: St. Cloud State University

Item: Audio/Video Equipment,
Miscellaneous
Req.#: 26073-24404-01
Awarded to: Anixter Minnesota,
Plymouth, MN
Awarded amount: \$269.00
Awarded date: February 9, 1993
Expir/deliv date: February 20, 1993
Shipped to: St. Cloud State University

Item: Radar, Mobile and Portable
Equipment (Over \$500)
Req.#: 26073-24401-01
Awarded to: Kustom Signals, Inc.,
Shorewood, MN
Awarded amount: \$2,720.00
Awarded date: February 9, 1993
Expir/deliv date: February 14, 1993
Shipped to: St. Cloud State University

Item: Hardware, Electronic,
Miscellaneous
Req.#: 26073-24438-01
Awarded to: Beta Electric, Inc.,
Columbus, OH
Awarded amount: \$545.82
Awarded date: February 9, 1993
Expir/deliv date: February 28, 1993
Shipped to: St. Cloud State University

Item: Tractor, Loader, Skid Steer
Req.#: 26073-24369-01
Awarded to: Accuspread Voss Products,
Milwaukee, WI
Awarded amount: \$3,247.00
Awarded date: February 9, 1993
Expir/deliv date: March 15, 1993
Shipped to: St. Cloud State University

Item: Projection Viewer, Computer
Req.#: 27152-47042-01
Awarded to: Blumberg
Communications, Minneapolis, MN
Awarded amount: \$3,721.00
Awarded date: February 9, 1993
Expir/deliv date: February 18, 1993
Shipped to: Anoka Ramsey Community
College

Item: Telephone Parts and Accessories
Req.#: 01000-07263-01
Awarded to: North Tel Inc., St. Paul,
MN
Awarded amount: \$67,750.00
Awarded date: February 9, 1993
Expir/deliv date: February 15, 1993
Shipped to: Department of Military
Affairs

Item: Computer Network Equipment
Req.#: 02310-36353-01
Awarded to: Online Computer Systems,
Germantown, MD
Awarded amount: \$6,122.50
Awarded date: February 9, 1993
Expir/deliv date: February 14, 1993
Shipped to: Rochester Community
College

Item: Micrographic Supplies
Req.#: 02443-30284-01
Awarded to: Abaci, Inc., St. Paul, MN
Awarded amount: \$800.09
Awarded date: February 9, 1993
Expir/deliv date: February 22, 1993
Shipped to: Various Locations

Item: Software, Personal Computer
Req.#: 04661-31849-01
Awarded to: Nastech Systems, Apollo,
PA
Awarded amount: \$5,000.00
Awarded date: February 9, 1993
Expir/deliv date: February 10, 1993
Shipped to: Minnesota Department of
Agriculture

Item: Agriculture Test Equipment,
Miscellaneous
Req.#: 04131-31697-01
Awarded to: Datatron Electric,
Clearwater, MN

Awarded amount: \$2,600.00
Awarded date: February 9, 1993
Expir/deliv date: February 28, 1993
Shipped to: Minnesota Department of
Agriculture

Item: Laboratory/Science Equipment,
Miscellaneous
Req.#: 07300-41673-01
Awarded to: Gibco Lab, Grand Island,
NY
Awarded amount: \$1,445.00
Awarded date: February 9, 1993
Expir/deliv date: February 15, 1993
Shipped to: Department of Public Safety

Item: Computer, Personal
Req.#: 21605-96380-02
Awarded to: PC Tailors, Roseville, MN
Awarded amount: \$2,345.00
Awarded date: February 9, 1993
Expir/deliv date: February 23, 1993
Shipped to: Various Locations

Item: Contractor, Doors (Furnish/Install)
Req.#: 21200-53788-01
Awarded to: JGC Equipment Company,
Blaine, MN
Awarded amount: \$6,500.00
Awarded date: February 9, 1993
Expir/deliv date: February 25, 1993
Shipped to: Minnesota Department of
Jobs and Training

Item: Software, Mainframe Computer
Req.#: 21200-53640-01
Awarded to: Legent Corporation,
Pittsburgh, PA
Awarded amount: \$18,000.00
Awarded date: February 4, 1993
Expir/deliv date: February 12, 1993
Shipped to: Minnesota Department of
Jobs and Training

Item: Bar Code Reading Equipment
Req.#: 26073-24370-01
Awarded to: Allanson Business,
Minneapolis, MN
Awarded amount: \$829.00
Awarded date: February 4, 1993
Expir/deliv date: February 11, 1993
Shipped to: St. Cloud State University

Awards of State Contracts and Advertised Bids

Item: Furniture, Computer,
Miscellaneous

Req.#: 27138-53852-01

Awarded to: Storage Equipment, Inc.,
Minneapolis, MN

Awarded amount: \$2,245.00

Awarded date: February 4, 1993

Expir/deliv date: February 17, 1993

Shipped to: Community College Board

Item: Software, Educational

Req.#: 27141-48951-01

Awarded to: Unique Software
Corporation, Eagan, MN

Awarded amount: \$2,050.88

Awarded date: February 4, 1993

Expir/deliv date: February 18, 1993

Shipped to: Cambridge Center

Item: Furniture, Domestic/Dormatory,
Miscellaneous

Req.#: 78630-11408-01

Awarded to: Norix Group, Inc., Batavia,
IL

Awarded amount: \$7,231.25

Awarded date: February 4, 1993

Expir/deliv date: February 8, 1993

Shipped to: Minnesota Correctional
Facility

Item: Lift, Hydraulic, Vehicle, Repair/
Maintenance

Req.#: 79000-33166-01

Awarded to: PJ Distributing Company,
Mound, MN

Awarded amount: \$1,162.36

Awarded date: February 4, 1993

Expir/deliv date: April 10, 1993

Shipped to: Minnesota Department of
Transportation

Item: Hardware, Door Lock and Hinging

Req.#: 01000-07250-01

Awarded to: Sell Hardware, Inc.,
Duluth, MN

Awarded amount: \$3,638.90

Awarded date: February 5, 1993

Expir/deliv date: March 31, 1993

Shipped to: Facilities Management
Office

Item: Floor Maintenance Equipment,
Parts and Accessories

Req.#: 02307-34328-01

Awarded to: Brissman Kennedy
Company, St. Paul, MN

Awarded amount: \$2,356.24

Awarded date: February 5, 1993

Expir/deliv date: February 26, 1993

Shipped to: Plant Management
Operations

Item: Laboratory/Science Equipment,
Miscellaneous

Req.#: 04661-31907-01

Awarded to: Lance Service, Inc., St.
Paul, MN

Awarded amount: \$1,132.39

Awarded date: February 5, 1993

Expir/deliv date: February 11, 1993

Shipped to: Minnesota Department of
Agriculture

Item: Handicapped Device, Visual

Req.#: 21701-53615-01

Awarded to: Telesensory Systems, Inc.,
Mountain View, CA

Awarded amount: \$3,255.00

Awarded date: February 5, 1993

Expir/deliv date: February 26, 1993

Shipped to: Minnesota Department of
Jobs and Training

Item: Handicapped Device, Visual

Req.#: 21701-53724-01

Awarded to: Vision Rehab Tech, Edina,
MN

Awarded amount: \$3,042.40

Awarded date: February 5, 1993

Expir/deliv date: February 26, 1993

Shipped to: Minnesota Department of
Jobs and Training

Item: Handicapped Device, Hearing

Req.#: 27138-53837-01

Awarded to: Harris Communications,
Eden Prairie, MN

Awarded amount: \$2,173.50

Awarded date: February 5, 1993

Expir/deliv date: February 26, 1993

Shipped to: Community College Board

Item: Software, Personal Computer

Req.#: 27144-44434-01

Awarded to: Alpha Video & Audio,
Bloomington, MN

Awarded amount: \$1,364.00

Awarded date: February 5, 1993

Expir/deliv date: February 25, 1993

Shipped to: Itasca Community College

Item: Blinds and Shades, Window

Req.#: 27000-55235-01

Awarded to: Larry's Custom Draperies,
International Falls, MN

Awarded amount: \$1,350.00

Awarded date: February 5, 1993

Expir/deliv date: February 26, 1993

Shipped to: Rainy River Community
College

Item: Van, Modification, Handicap

Req.#: 55303-93551-01

Awarded to: Handicapped Driving,
Bloomington, MN

Awarded amount: \$12,590.00

Awarded date: February 5, 1993

Expir/deliv date: February 25, 1993

Shipped to: Faribault Regional Center

Item: Cartridge, Toner/Ribbon, Printer,
Recycled

Req.#: 78830-11595-01

Awarded to: Midwest Cartridge
Company, St. Paul, MN

Awarded amount: \$2,534.98

Awarded date: February 5, 1993

Expir/deliv date: February 10, 1993

Shipped to: Minnesota Correctional
Facility

Item: Tool, Hand, Carpenters,
Pneumatic Powered

Req.#: 79000-32520-01

Awarded to: Packaging, Inc.,
Minnetonka, MN

Awarded amount: \$826.42

Awarded date: February 5, 1993

Expir/deliv date: February 12, 1993

Shipped to: Minnesota Department of
Transportation

Item: Truck, Light, (Contract)

Req.#: 79382-02518-01

Awarded to: Worners Auto Sales, Fergus
Falls, MN

Awarded amount: \$646,768.57

Awarded date: February 5, 1993

Expir/deliv date: February 11, 1993

Shipped to: Minnesota Department of
Transportation

Item: Laboratory/Science Equipment,
Miscellaneous

Req.#: 80300-93220-01

Awarded to: Sensitive Measurement,
Inc., Pemberton, NJ

Awards of State Contracts and Advertised Bids

Awarded amount: \$475.00
Awarded date: February 5, 1993
Expir/deliv date: April 1, 1993
Shipped to: Weights and Measures
Division

Item: Tags, Fish
Req.#: 29000-60030-01
Awarded to: Floy Tag & Manufacturing,
Inc., Seattle, WA
Awarded amount: \$2,908.50
Awarded date: February 8, 1993
Expir/deliv date: March 31, 1993
Shipped to: Department of Natural
Resources Regional Headquarters

Item: Facsimile Machine, Plain Paper
Req.#: 55000-32400-01
Awarded to: Dex Business Systems,
Lakeville, MN
Awarded amount: \$3,684.00
Awarded date: February 8, 1993
Expir/deliv date: February 15, 1993
Shipped to: Department of Human
Services

Item: Flare, Signal/Warning
Req.#: 79500-23509-01
Awarded to: Gateway Safety Products,
Trinidad, CO
Awarded amount: \$1,944.00
Awarded date: February 8, 1993
Expir/deliv date: February 26, 1993
Shipped to: Minnesota Department of
Transportation

Item: Refrigerator/Freezer, Commercial
Req.#: 27148-61094-01
Awarded to: Artic Refrigeration,
Rochester, MN
Awarded amount: \$1,566.00
Awarded date: February 3, 1993
Expir/deliv date: March 10, 1993
Shipped to: Rochester Community
College

Item: Trailer, Miscellaneous
Req.#: 29000-60156-01
Awarded to: Built Rite Trailers, Bovey,
MN
Awarded amount: \$475.00
Awarded date: February 3, 1993
Expir/deliv date: March 31, 1993
Shipped to: Department of Natural
Resources Regional Headquarters

Item: Salt, Water Conditioning
(Softening)
Req.#: 55510-03018-01
Awarded to: Cutler Magner Company,
Duluth, MN
Awarded amount: \$1,964.25
Awarded date: February 3, 1993
Expir/deliv date: February 10, 1993
Shipped to: Ah Gwah Ching Nursing
Home

Item: Laboratory/Science Supplies
Req.#: 55303-93555-01
Awarded to: Becton Dickinson, Sparks,
MD
Awarded amount: \$2,355.00
Awarded date: February 3, 1993
Expir/deliv date: March 1, 1993
Shipped to: Faribault Regional Center

Item: Toilet
Req.#: 78780-06013-01
Awarded to: American Institutional,
Hopkins, MN

Awarded amount: \$1,277.00
Awarded date: February 3, 1993
Expir/deliv date: March 31, 1993
Shipped to: Thistledeu Youth Camp

Item: Tool, Hand, Miscellaneous,
Electric Powered
Req.#: 79000-33152-01
Awarded to: Minneapolis Equipment
Company, Minneapolis, MN
Awarded amount: \$1,075.00
Awarded date: February 3, 1993
Expir/deliv date: March 19, 1993
Shipped to: Minnesota Department of
Transportation

Item: Auto Repair/Maintenance
Equipment, Specialized
Req.#: 79000-32521-01
Awarded to: PJ Distributing Company,
Mound, MN
Awarded amount: \$2,740.00
Awarded date: February 3, 1993
Expir/deliv date: March 3, 1993
Shipped to: Minnesota Department of
Transportation

Item: Computer, Personal
Req.#: 02420-34580-02
Awarded to: On Sync, Minneapolis,
MN
Awarded amount: \$22,050.00
Awarded date: February 3, 1993
Expir/deliv date: February 19, 1993
Shipped to: Department of
Administration

Item: Computer, Personal
Req.#: 02420-34580-01
Awarded to: Ware, Inc., New Brighton,
MN
Awarded amount: \$56,559.00
Awarded date: February 3, 1993
Expir/deliv date: February 12, 1993
Shipped to: Department of
Administration

Item: Books and Pamphlets
Req.#: 22400-00467-01
Awarded to: Minnesota Hotel and
Lodging, St. Paul, MN
Awarded amount: \$16,400.00
Awarded date: February 3, 1993
Expir/deliv date: February 26, 1993
Shipped to: Various Locations

Item: Books and Pamphlets
Req.#: 22400-00472-01
Awarded to: Minnesota Association
Campground, Burnsville, MN
Awarded amount: \$24,675.00
Awarded date: February 3, 1993
Expir/deliv date: February 26, 1993
Shipped to: Various Locations

Item: Books and Pamphlets
Req.#: 22400-00470-01
Awarded to: Minnesota Resort
Association, St. Paul, MN
Awarded amount: \$33,300.00
Awarded date: February 3, 1993
Expir/deliv date: February 26, 1993
Shipped to: Trade and Economic
Development

Item: Textile Industry Machine
Req.#: 26071-67573-01
Awarded to: Nilus Leclerk, L'is
Letville, Queb
Awarded amount: \$2,577.15
Awarded date: February 3, 1993
Expir/deliv date: March 31, 1993
Shipped to: Mankato State University

Awards of State Contracts and Advertised Bids

Item: Books and Pamphlets
Req.#: 22400-00469-01
Awarded to: Minnesota Restaurant Association, St. Paul, MN
Awarded amount: \$19,000.00
Awarded date: February 3, 1993
Expir/deliv date: February 26, 1993
Shipped to: Trade and Economic Development

Item: Incubator
Req.#: 27148-61089-01
Awarded to: Cedco, St. Paul, MN
Awarded amount: \$9,898.86
Awarded date: February 3, 1993
Expir/deliv date: March 15, 1993
Shipped to: Rochester Community College

Print Communication Division: Printing Contracts Awarded

Item: Posters
Req.#: 27743
Awarded to: Anderberg-Lund O
Amount: \$11,649.40
Date awarded: February 4
Deliver to: Education Department
Delivery date: 15 days

Item: 93-94 Academic Catalog
Req.#: 27292
Awarded to: Viking Press
Amount: \$17,989.00
Date awarded: February 8
Deliver to: Normandale Community College
Delivery date: 30 days

Item: Refund voucher and check
Req.#: 27608
Awarded to: S.R. Hofstead
Amount: \$410.66
Date awarded: February 5
Deliver to: Jobs and Training Department
Delivery date: February 15

Item: MinnCare handbook
Req.#: 27531
Awarded to: Print It Plus
Amount: \$1,624.13
Date awarded: February 5
Deliver to: Human Services Department
Delivery date: February 18

Item: Legislative Profiles
Req.#: 27666
Awarded to: Printing Enterprises
Amount: \$12,247.50
Date awarded: February 5
Deliver to: State Planning, STAR Program
Delivery date: A/R

Item: Form MW-R, reciprocity exempt
Req.#: 27683
Awarded to: Financial Forms
Amount: \$4,520.82
Date awarded: February 4
Deliver to: Revenue Department
Delivery date: A/R

Item: Lakewood viewbook folder
Req.#: 27797
Awarded to: Bang Printing
Amount: \$3,092.00
Date awarded: February 4
Deliver to: Lakewood Community College
Delivery date: 10 days

Item: Coordinating of child protection cases guide
Req.#: 27582
Awarded to: Docunet
Amount: \$1,681.16
Date awarded: February 4
Deliver to: Human Services Department
Delivery date: 30 days

Item: Employee time report
Req.#: 27674
Awarded to: Pauly Business Forms
Amount: \$483.40
Date awarded: February 4
Deliver to: Minnesota State Academy for Deaf
Delivery date: 10 days

Item: Self loan application packet
Req.#: 27695
Awarded to: Custom Business Forms
Amount: \$4,973.55
Date awarded: February 4
Deliver to: Higher Education Coordinating Board
Delivery date: 14 days

Item: Window envelope
Req.#: 27593
Awarded to: Anderberg-Lund Printing
Amount: \$1,401.54
Date awarded: February 4
Deliver to: Jobs and Training Department
Delivery date: 7 days

Item: Business reply envelope
Req.#: 27591
Awarded to: Quality Park Envelope
Amount: \$778.73
Date awarded: February 4
Deliver to: Department of Jobs and Training
Delivery date: 25 days

Awards of State Contracts and Advertised Bids

Item: Notice to report
Req.#: 27617
Awarded to: Financial Forms
Amount: \$192.57
Date awarded: February 4
Deliver to: Employee Relations Department
Delivery date: A/R

Item: WIC authorization/transfer certificate
Req.#: 27604
Awarded to: Royal Business Forms
Amount: \$3,064.01
Date awarded: February 4
Deliver to: Health Department
Delivery date: 30 days

Item: Spanish "Guide to Unemployment benefits"
Req.#: 27644
Awarded to: Bruce Printing
Amount: \$7,023.68
Date awarded: February 4
Deliver to: Jobs and Training Department
Delivery date: 30 days

Item: Minnesota Board of Nursing license
Req.#: 27601
Awarded to: Royal Business Forms
Amount: \$362.10
Date awarded: February 5
Deliver to: Health Department
Delivery date: A/R

Item: 93 Winona State University summer schedule
Req.#: 27645
Awarded to: Winona Daily News
Amount: \$1,907.57
Date awarded: February 5
Deliver to: Winona State
Delivery date: 28 days

Item: B and B and historic inns
Req.#: 27616
Awarded to: Printed Media Services
Amount: \$11,409.35
Date awarded: February 8
Deliver to: DTED-Tourism
Delivery date: A/R

Item: WIC booklet
Req.#: 27605
Awarded to: Printing Resources
Amount: \$12,556.35
Date awarded: February 4
Deliver to: Health Department
Delivery date: A/R

Item: DL withdrawal notice
Req.#: 27627
Awarded to: Royal Business Forms
Amount: \$1,318.90
Date awarded: February 5
Deliver to: Public Safety
Delivery date: 30 days

Item: Seizure certificate
Req.#: 27155
Awarded to: Pauly Business Forms
Amount: \$205.17
Date awarded: February 8
Deliver to: Revenue Department
Delivery date: 10 days

Item: Burial, removal, transit permit
Req.#: 27603
Awarded to: Bann Division
Amount: \$991.22
Date awarded: February 4
Deliver to: Health Department
Delivery date: 10-15 days

Item: Sub care/adopt turnaround
Req.#: 27715
Awarded to: Financial Forms
Amount: \$797.69
Date awarded: February 8
Deliver to: Human Services Department
Delivery date: 1/R

Subscription Services

Minnesota's Bookstore offers several subscription services of activities, awards, decisions and special bulletins of various Minnesota state agencies.

Use the handy order form on the back of the *State Register* to order. Simply fill in the subscription code number, include your name, address and zip and your check made out to the State of Minnesota (PREPAYMENT IS REQUIRED) and send it in. We'll start your subscription as soon as we receive your order, or whenever you like.

SUBSCRIPTION	COST	CODE NO.	SUBSCRIPTION	COST	CODE NO.
Career Opportunity Bulletin, 1 year	\$ 30.00	90-3	State Register, Monday edition only, 1 year	\$150.00	90-1
Career Opportunity Bulletin, 6 mos.	\$ 24.00	90-4	State Register, Monday and Thursday editions, 1 year	\$195.00	90-1
Gaming News, 6 mo.	\$ 40.00	90-8	Trial State Register, 3-months, Monday and Thursday	\$ 60.00	90-2
Human Services Informational and Instructional Bulletin	\$115.00	90-6	Tax Court/Property Decisions	\$350.00	90-11
Human Services Bulletin List	\$100.00	90-7	Workers Compensation Decisions, unpublished subs run Jan-Dec 1991; can be prorated	\$400.00	90-12
PERB (Public Employee Relations Board) Awards and Decisions, 1 year	\$350.00	90-9	Workers Compensation Decisions Vol. 46	\$180.00	90-13
Minnesota Statutes 1990 Set + Supplement	\$165.00	18-7			
Minnesota Rules 1991 Set + Supplement	\$200.00	18-100			

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 296-0931, or toll-free in Minnesota: 1-800-657-3757. Prepayment is required. Please include daytime phone. *Prices are subject to change.* FAX: (612) 296-2265.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Human Services Laws and Rules

Human Services Laws 1991

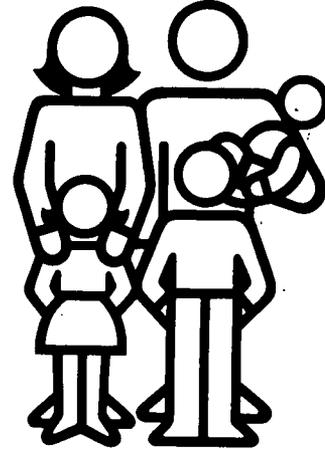
An extract from the statutes. Includes legislative amendments and additions from the most recent session. Code No. 2-56. \$34.95.

Human Services Rules 1991

Rules governing assistance programs, eligibility grant amounts, AFDC and residence requirements. MN Rules Chapter 9500-9580. Code No. 3-95. \$34.95.

3 ring binder. 2" capacity. 1 required for each of above listed publications. Code No. 10-21. \$4.95.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

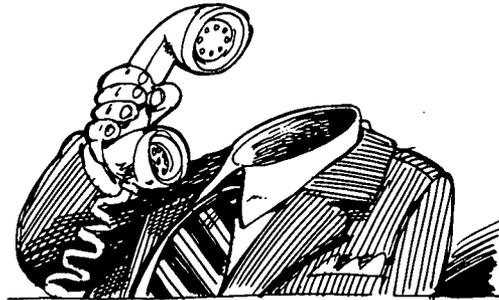


Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Ever called this guy?

1992 State of Minnesota Telephone Directory. Get a direct line to the persons you want to speak to. Contains names, numbers, and agencies in the executive, legislative and judicial branches of state government. Four sections give listings alphabetically by name, agency, Minnesota region, plus an index for cross referencing. Over 288 pages, paperback, 8½"x11". Code #1-87, #12.95.

Minnesota Guidebook to State Agency Services. A treasure of information that cuts red tape and gets you **RESULTS** from Minnesota state government. This important resource helps you through applications, fees, licenses, reports, history, recreation and travel. It describes agencies in detail and how they can assist you, giving addresses, phones and contact people. Stock #1-11, \$16.90.



TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Department of Commerce Regulated Profession Publications

Banking Laws 1991. Complete text of state law governing banks, trust companies and other financial institutions. Code #2-76. \$34.95

Business and Nonprofit Corporation Act of 1990. Laws governing establishment and conduct of for-profit and non-profit corporations in Minnesota. Chapters 302A, 308A, 317A. Code #2-87 \$19.95

Fair Labor Standards Act 1987. Minimum wage and overtime compensation standards for employers. Chapter 177. Code #2-75 \$4.95

Insurance Laws 1990. A compendium of laws applicable to the insurance business. Includes chapters on company and individual agents licensing requirements. Code #2-1. \$22.95

Insurance Rules 1991. Essential licensing information for businesses and agents. Includes standards on policies, practices, marketing and continuing education. Code #3-1. \$18.95

Banking Rules 1991. Regulating loans, financial statements, lease financing, bonds, overdrafts, records, and more. MN Rules 2675. Includes amendments adopted on March 11, 1991. Stock #3-81, \$6.95

Notary Public Laws 1989. Statutory requirements regarding the oath of office, necessary bond, and taking of depositions. Includes an explanation of the term of the office and procedures for removal from office. Code #2-13 \$5.00

Real Estate Laws 1990. Complete and up-to-date extract from the 1986 Minnesota Statutes. Code #2-92 \$8.00

Real Estate Rules 1991. Contains all education and licensing requirements for agents. Chapters 2800, 2805, and 2810. Code #3-99 \$6.00

Securities Laws 1991. Governs the activities of broker/dealers, agents or investment advisors. Chapter 80A. Code #2-12 \$7.00

Securities Rules 1991. Subjects include standards of conduct, equity securities, investment companies and more. Chapter 2875. Code #3-5 \$14.00

Mailing Lists. All kinds available. Call to receive a copy of mailing list service packet. (612) 296-0930

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

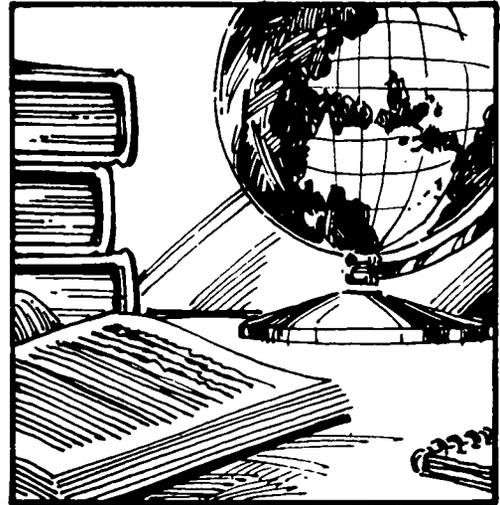
Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Get Smart with these Education Resources

Board of Teaching-Licensure Rules 1990. *Minnesota Rules* Chapter 8700. Requirements for the issuance and renewal of all licenses, from vo-tech and hearing impaired to librarians and media generalists. Includes the Code of Ethics for Minnesota Teachers, and standards for teachers prepared in other states. Code #3-74. \$14.95 plus tax.

Education Directory 1991-92. All the elementary and secondary schools in the state. Includes Minnesota school districts, superintendents, boards, principals, district addresses, phone numbers and enrollment figures. Code #1-93. \$9.95 plus tax.

TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. *Prices are subject to change.* FAX: (612) 296-2265.



Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Good Business Decisions are Made with Good Information

Minnesota Manufacturer's Directory. More than 7,000 entries that include name, address, phone number, staff size, sales volume, market area, year of establishment, type of firm, C.E.O., Sales or Marketing Manager, Purchasing Manager and four major manufactured products. Code #40-2, \$90.00 plus tax.

Business and NonProfit Corporation Act 1989. A handy reference that contains all the state laws governing the establishment and conduct of corporations in Minnesota. Includes *Minnesota Statutes* Chapters 308A, 302A and 317A. Code #2-87. \$19.95 plus tax.

Minnesota Guidebook to State Agency Services 1992-95. Packed with information to help you cut through red tape for easy and fast dealing with state agencies, this treasure of information opens state government to you. Its 640 pages describe agencies, how they work, listing contacts, addresses, phones, and license requirements, grants, forms, reports, maps, publications and much more. Gives historical, statistical and important data useful in hundreds of ways. Code #1-11. \$16.90 plus tax. FAX: (612) 296-2265.



Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Resolve Bargaining Disputes and Grievances

Public Employment Labor Relations Act 1989. The collective bargaining rights and responsibilities of public employers and public employees. Details employees' right to organize and the legislature's authority. Code #2-90, \$6.00 plus tax.

Public Sector Labor Relations in Minnesota. A practical resource and training guide analyzing public sector labor relations in Minnesota. A special emphasis on contract administration, grievance handling and the arbitration process. 286 pages, paperbound. Code #10-51, \$12.50.

Minnesota Guidebook to State Agency Services 1992-95. A treasure of helpful, useful, and interesting information about Minnesota state government. This important resource guides you through applications, fees, licenses, reports, history and travel highlights. Describes agencies in detail, giving addresses, phones and contact people. Code #1-11, \$16.90 plus tax. FAX: (612) 296-2265.



Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Catching criminals is only one part of law enforcement.

Police Report Writing Style Manual 1989—A common framework for report writing throughout the state. Discusses the general purpose of police reports, reviews field notetaking, offers instructions on completing common report forms, and introduces the Data Practices Law. Code No. 14-13. \$15.00.

Motor Vehicle Traffic Laws 1991—Includes laws governing motor carriers, motor vehicle registration and no-fault auto insurance. Code No. 2-85. \$17.95.

Criminal Code & Selected Statutes 1991—Governs the conduct of peace officers. Includes continuing education requirements, sentencing standards, and more. Code No. 2-68. \$18.95.

Blue Binder—3 ring. 2" capacity. Criminal Code and Motor Vehicle Traffic Laws require 1 binder each. Code No. 10-21. \$4.95.



TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Pheasants in Minnesota

Pheasants in Minnesota. Through many full-color photos the book shows the ringneck pheasant in various settings, tells how to maintain wildlife habitat and explains the wise management of the hunt. Quantity discounts available. Stock #9-13. \$5.95.

Woodworking for Wildlife. Variety of game bird and mammal box designs with information on the placement of nests in proper habitat areas and maintenance requirements. Diagrams, 112 pp. Stock #9-14, \$9.95.

Landscaping for Wildlife. Gardening tips and landscaping techniques that add natural beauty to your property and habitat for wildlife. Over 70 color photos and 144 pages. Stock #9-15, \$9.95.

Wildlife Set. Order both books above as a set and save \$2.00. Stock #9-20, \$17.95.



TO ORDER: Send to Minnesota's Bookstore, 117 University Avenue, St. Paul, MN 55155. Call (612) 297-3000, or toll-free in Minnesota: 1-800-657-3757. Minnesota residents please include 6½% sales tax. On all orders, add \$2.00 per order for handling. Prepayment is required. Please include daytime phone. VISA/MasterCard, American Express and Discover orders accepted over phone and through mail. **Prices are subject to change.** FAX: (612) 296-2265.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

<p>TO ORDER: Complete attached order blank. Include either your Discover/American Express/VISA/MasterCard number with the expiration date, or a check/money order made out to the State of Minnesota. Orders by phone are accepted when purchasing with your credit card. Please include a phone number where you can be reached during the day in case we have questions about your order. Please include 6½% sales tax and \$2.00 postage and handling. Ask for our catalogs for <i>Publications</i>, <i>Outdoors</i>, or <i>Mailing Lists</i>.</p> <p>PREPAYMENT REQUIRED</p> <p>NOTE: <i>State Register</i> and other subscriptions do not require sales tax or postage and handling fees. Prices subject to change without notice.</p> <p>Please allow 4-6 weeks for delivery. In a hurry? Stop by our Bookstore. Bookstore Hours 8:00-4:30 M-F</p> <p>Send your order to: Minnesota's Bookstore 117 University Ave., St. Paul, MN 55155 Metro area 612-297-3000 (FAX: 296-2265) In Minnesota, toll free 1-800-657-3757</p>	Code No.	Quantity	Description			Item Price	Total	
	Name or Company					Subtotal		
	Attention					Plus 6½% tax MN Residents Only		
	Address							
	City			State	Zip	Handling (per order)	\$2.00	
	American Express/VISA/MasterCard/Discover No.					TOTAL		
Signature			Expiration Date		Telephone (During Day)			

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

Minnesota's Bookstore

Publications, Services, Subscriptions

Order Form on Back—For Information, Call 297-3000

1991 Minnesota Rules. Eleven volume set includes 1992 Supplement as a subscription service. Stock #18-100, \$200 + tax (Minnesota residents only). Individual volumes can be purchased at \$20.00 + tax.

1992 Minnesota Session Laws. Two volume set includes laws passed during the 1992 session. Stock #18-12, \$30.00 + tax.

101 Ways to Promote Academic Excellence. A collection of nuts-and-bolts methods educators have successfully used to foster academic achievement. These are techniques that directly help students, can be replicated easily, are cost-effective, and that work in meeting the public education's great challenge: helping every single child learn. Code #5-1, \$4.50.

1989 Pollution Control Laws. Laws dealing with water pollution, disposal facilities, solid waste management, the Minnesota Environmental Rights Act, recycling, and more. Code #2-21, \$24.95.

1992 Hazardous Waste Rules. Governs the production, storage, transportation and disposal of hazardous waste. *Minnesota Rules* Chapter 7001, 7045 and 7046. Code #3-71, \$16.95.

Real Estate Rules 1991. Chapters 2800, 2805 and 2810 from the *Minnesota Rules. Essential* for both students and established brokers and salespersons. It contains all education and licensing requirements. Code #3-99, \$6.00.

Police Report Writing Style Manual 1989. A common framework for report writing throughout the state. Discusses the general purpose of police reports, reviews field notetaking, offers instructions on completing common report forms and introduces the Data Practices Law. Code #14-13, \$15.00.

OTHER PUBLICATIONS

Secrets of the Congdon Mansion. A complex, intriguing murder case set in one of Minnesota's most spectacular mansions. Now a top Minnesota tourist attraction on Duluth's famous Lake Superior North Shore Drive. By Joe Kimball. Code #19-56, \$5.95.

A Paddler's Guide to the Boundary Waters Canoe Area. Advice on what to bring along on canoe trips, regulations, canoe tips and detailed information for self-guided tours. Includes detailed maps and descriptions of 31 wilderness canoe routes in the Superior National Forest of Northern Minnesota. Stock #19-17, \$4.95.

Minnesota Geographic Names. Names of places by the thousand plus interesting historical tidbits included in this 800+ page book. Minnesota history buffs—this is for you! Stock #17-13, \$12.95.

Room at the Inn Minnesota. The only guide to more than 60 historic Bed & Breakfast homes, hotels and country inns. Stock #19-72, \$9.95.

Minnesota Manufacturer's Directory, 1992. More than 7,000 entries listing name, address, phone, staff size, sales volume, market area, year of establishment, type of firm, CEO, sales or marketing and purchase managers, and four manufactured products. Stock #40-2. \$90.00.

1992 Lake Map Index. Listing over 4,000 lake maps. Free.

SUBSCRIPTIONS:

State Register. Minnesota's official weekly publication for agency rules and notices, executive orders of the Governor, state contracts, Supreme Court Calendar, Supreme Court and Tax Court Decisions. Annual subscription: Monday edition only \$150.00; Monday and three State Register Contracts Supplements \$195; 13-week trial (includes all four editions) \$60.00.

State Register Binder. Durable 3½ inches, forest green binders imprinted with the *State Register* logo. \$10.00 + tax.

Workers Compensation Decisions. Volume 47. Selected landmark decisions of the Worker's Compensation Court of Appeals during the period July '92 through Dec. '92. The subscription rate for this volume is \$195.00.

SERVICES:

Mailing Lists. Lists of Minnesota licensed professionals and permit holders. Write or call (612) 297-2552 for a free mailing list catalog which contains available lists, selections, formats, pricing and ordering information.

American Flag. Perfect for home or office. 3' x 5' with embroidered stars. Heavy nylon bunting. Code No. 6-1. \$21.00 + tax.

